

Government of Jammu and Kashmir
Home Department
Civil Secretariat, Srinagar/Jammu.

Subject: Denovo inquiry.

Government Order No.317-Home of 2022
Dated:31.08.2022

Whereas, General Administration Department vide O.M. No. GAD (Vig)55 RDA/2018 dated 01.08.2018, forwarded a copy of communication No.VO-Veri-BK-04/ 2016-J-9331 dated 14.06.2018 of Vigilance Organization (Now Anti Corruption Bureau), for consideration of the recommendations of the Vigilance Organization and initiation of Regular Departmental Action (RDA) against Shri Zubair Mirza, then SDPO Arnas, based on the written complaint of alleged wrongful confinement of the complainant and his family members and bribery charges ; and

Whereas, the Home Department served charge sheet upon Sh. Zubair Mirza vide O.M. No. Home/Gaz/PB-I/32/2018 dated 11.12.2018. In response, the delinquent officer submitted his reply on 27.12.2018, which was found at variance with the charges served upon him; and

Whereas, a departmental inquiry was ordered against Sh. Zubair Mirza, I/c Dy. SP, vide Government Order No. 440-Home of 2019 dated 23.04.2019, read with Government Order No.203-Home of 2021 dated 07.09.2021, in terms of Rule 33 of the Jammu and Kashmir Civil Services (Classification, Control and Appeal) Rules, 1956, and Shri Garib Dass, IPS (AGMUT:1997) was appointed as Inquiry Officer; and

Whereas, the Inquiry Officer furnished a report dated 09.02.2022, in which he has inter-alia concluded that inquiry conducted has not brought out any adverse inference on the basis of which it could be constituted that the delinquent officer had failed to maintain absolute honesty and integrity and acted in un-professional manner in discharge of his official duty, unbecoming of a government servant; and

Whereas, it has been observed that the Inquiry Officer has not delved on the charges framed against the officer satisfactorily and therefore, the Competent Authority has desired to hold a denovo inquiry into the charges served upon Sh. Zubair Mirza, I/c Dy. SP, vide O.M. No. Home/Gaz/PB-I/32/2018 dated 11.12.2018.

Now, therefore, in terms of Rule 33 of the Jammu & Kashmir Civil Service (Classification, Control and Appeal), 1956, Dr. S.D. Singh Jamwal, ADGP (Security), J&K, is hereby appointed as Inquiry Officer to conduct a denovo inquiry into the charges framed against Sh. Zubair Mirza, I/c Dy.SP, and served to him vide O.M. No. Home/Gaz/PB-I/32/2018 dated 11.12.2018. Shri Aejaaz Ahmad, Deputy Director Prosecution, Directorate of Prosecution, J&K, shall continue as Presenting Officer in the said inquiry.

The Inquiry Officer shall complete the enquiry and submit his report along with recommendations to the Home Department within a period of thirty days from the date of issue of this order.

By Order of the Government of Jammu & Kashmir.

Sd/-
(Raj Kumar Goyal) IAS
Financial Commissioner/
Additional Chief Secretary

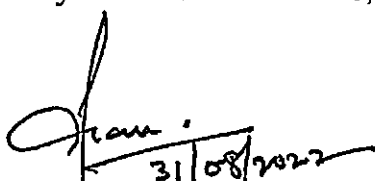
No: HOME-PG/247/2021-08(CC-10964)

Dated:31.08.2022

Copy to the:

1. Director General of Police, J&K.
2. Principal Secretary to the Hon'ble Lieutenant Governor, J&K.
3. Dr. S.D.Singh Jamwal, IPS, ADGP, Security, J&K.
4. Director Archives, Archaeology and Museums, J&K.
5. Private Secretary to the Chief Secretary.
6. Private Secretary to the Financial Commissioner (Additional Chief Secretary), Home Department.
7. Sh. Zubair Mirza, I/c DySP.
8. I/c Website, Home Department.
9. Government Order /Stock file.

Copy also to: Additional Secretary (JKL), Ministry of Home Affairs, Government of India.


31/08/2022
(Dr. Arvind Karwani) JKAS
Additional Secretary to the Government