

GOVERNMENT OF JAMMU AND KASHMIR
FINANCE DEPARTMENT
DIRECTORATE GENERAL OF ACCOUNTS & TREASURIES, J&K, JAMMU

Subject: Promotion of Shri Shafat-ur-Rehman, Accounts Assistant, as Accountant.

Reference: Jammu and Kashmir Public Service Commission's Notification No. PSC/Exam/09/63 dated 04.12.2009.

Order No : 14 -Acctts of 2015
D a t e d : 14 . 01 . 2015

Whereas, while posted as Accounts Assistant in Treasury Thanamandi in the year 2008, among others, FIR No. 31/2008, Police Station Thanamandi was registered against Sh. Shafat-ur-Rehman, Accounts Assistant, in cash loot case of Treasury Thanamandi;

Whereas, the official was placed under suspension w.e.f. 26.03.2008 vide Order No.403-Acctts of 2008 dated 30.07.2008 for having remained in police custody for more than 48 hours;

Whereas, the official was reinstated vide Order No.176-Acctts of 2011 dated 31.03.2011 with immediate effect with specific mention that his period of suspension (w.e.f. 26.03.2008 to 30.03.2011) shall be decided separately after final outcome of the case;

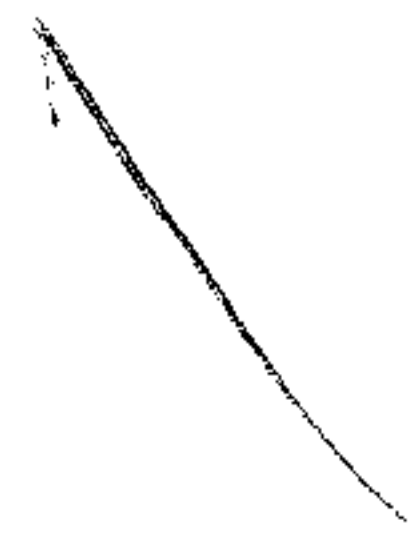
Whereas, challan of the case was produced in the Court of Sub-Judge (Special Mobile Magistrate Rajouri) who vide its judgement dated 30.05.2014 acquitted the official from all charges in case FIR NO.31/2008, Police Station Thanamandi and the operative part of the judgement is reproduced hereunder:-

" As already observed that there is no clear, reliable and trustworthy evidence on record against the accused persons, as such the accused persons are entitled to be acquitted from the charges levelled against them as the prosecution has miserably failed to prove its case against accused persons beyond any shadow of doubt.

*Viewed thus for what has been observed above, the challan in hand is dismissed as not proved. The accused persons are accordingly **acquitted** of the charges levelled against them. They are also discharged from the bail bonds."*

Whereas, the Senior Superintendent of Police, Rajouri vide this Department's letter No. DGAT/E-III/PF-834/164 dated 05.08.2014 was requested to intimate whether they intend to go for an acquittal appeal in the case against the Hon'ble Court Judgement dated 30.05.2014;

Whereas, the Senior Superintendent of Police, Rajouri vide his letter No. Pros/Bank- Loot/14/29573/DPO dated 10.10.2014 intimated that on perusal of judgement and statements of witnesses recorded in the court during trial reveal



that no incriminating material emerged against the accused and the case is not fit for acquittal appeal especially with regard to Mr. Shafat-ur-Rehman;

Whereas, in light of the judgement dated 30.05.2014 of the Hon'ble Court in the case, the period of suspension of the official w.e.f. 26.03.2008 to 30.03.2011 merits to be treated as period spent on duty and the official also becomes eligible for promotion as Accountant notionally w.e.f 21.01.2010 i.e., (the date from which his batch mates have been promoted/regularized) and monetarily from the date of assumption of charge as Accountant.

Whereas, vide Order No. 455-Accts of 2014 dated 30.10.2014, sanction was accorded to the treatment of period of suspension w.e.f. 26.03.2008 to 30.03.2011 of the official as period spent on duty.

Whereas, in view of acquittal of the official in case FIR No. 31/2008, U/S 448/382/384 RPC of P/S Thanamandi and in pursuance to the report received from SSP Rajouri vide his letter referred to above and on the basis of certificate issued by the Director, Accounts & Treasuries, Jammu regarding satisfactory conduct of the official during his suspension, the case of the official was placed before the Departmental Promotion Committee in its meeting held on 26.12.2014 which recommended to promote the official as Accountant in Pay Band-2, Rs.9300-34800 + Grade Pay Rs. 4220 notionally w.e.f. 21.01.2010 and monetarily from the date of assumption of charge as Accountant.

In view of the above, Shri Shafat-ur-Rehman, Accounts Assistant, presently posted in the office of Project Officer, DRDA, Rajouri is hereby promoted as Accountant in Pay Band-2, Rs.9300-34800 + Grade Pay Rs. 4220 notionally w.e.f. 21.01.2010 and monetarily from the date of assumption of charge as Accountant. He will report in the office of Director, Accounts & Treasuries, Jammu for further posting.

His inter-se-seniority shall be fixed/restored at appropriate place in the Seniority List of the members of Kashmir Subordinate Accounts Service, Class-II (Accountants) separately.

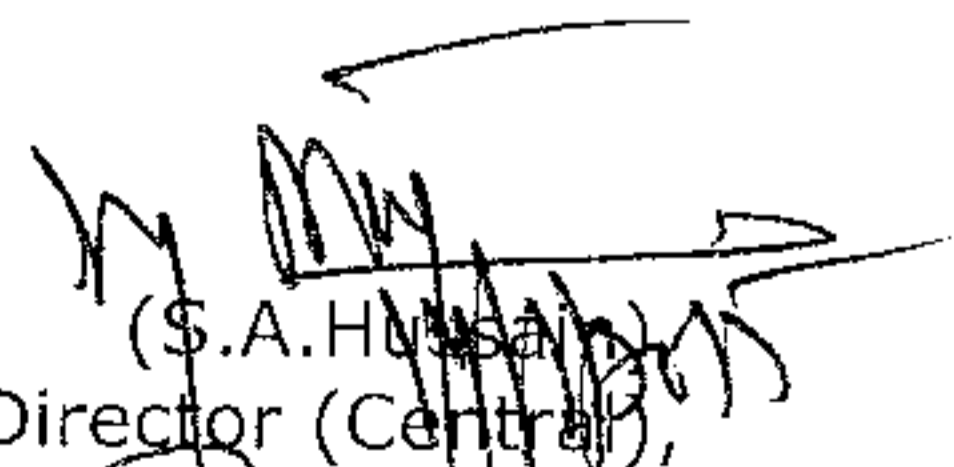
Sd/-
(Altaf Hassan Mirza),
Director General,
Accounts & Treasuries,
Finance Department.

No: DGAT/E-III/DPC-December-2014/8

Dated: 14.01.2015

Copy for information/ necessary action to the:-

- 1- Director, Accounts & Treasuries, Jammu/Kashmir.
- 2- Senior Superintendent of Police, Rajouri.
- 3- Project Officer, DRDA, Rajouri.
- 4- Treasury Officer, Treasury Thanamandi, Rajouri
- 5- Order file/ Master file.


(S.A. Hussain)
Deputy Director (Central),
Accounts & Treasuries,
Finance Department