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GOVERNMENT OF JAMMU AND KASHMIR
DEPARTMENT OF SOCIAL FORESTRY



Sub: - Appointment of Sh. Mohd. Amin Thoker, (Helper/Junior Mali) on Fake date of birth & qualification certificate: Termination of his services – Regarding.

S.F Order No: 11 of 2023
Dated: 10/04/2023

Whereas, services of Shri Mohd. Amin Thoker S/o Mehboob Thoker R/o Manzgam, Kulgam (Anantnag) were regularized as Helper vide Forest Order No: 89 of 1994-95 in pursuance of Government Order No: 26-F Dated: 31.01.1994 read with Govt. Order No: - 50-FST of 1995 Dated: 21.02.1995;

Whereas, the official had submitted a Matriculation Certificate bearing Roll No-23427 Session- Oct-Nov 1987 at the time of his regularization;

Whereas, a complaint was received from the Grievance Cell of Hon'ble Lt. Governor J&K UT Srinagar on 06.01.2022 & another similar nature of complaint was also received from Deputy Director of Prosecution, for Special Director General of Police, Crime Headquarter, J&K, Srinagar vide their office No:- CHQ/Cit/K-585/2022/12022-23 Dated:- 15.07.2022 as reported by the DFO, SF Division Anantnag alleging therein that the official got appointment as a Govt. Employee on the basis of Fake documents i.e Date of Birth Certificate and Qualification Certificate.

Whereas, as per the reports furnished by the Divisional Forest Officer, Social Forestry Division, Anantnag it had been reported that the date of Birth of the official was recorded in the Service Book as per his Matriculation Certificate purportedly issued by the State Board of School Education viz. 01-04-1967 and accordingly the Divisional Forest Officer, Social Forestry Division Anantnag had forwarded the copy of said Matriculation Certificate bearing Roll No. 23427 Session, Oct-Nov, 1987 to the Chairman JKBOSE Srinagar for verification vide her Office No: DFO/SF/ANG/2021-22/11525 Dated: 10-01-2022 read with No. DFO/SF/ANG/2022-23/568 Dated: - 04.08.2022;

Whereas, in response, the Joint Secretary, JK BOSE furnished the verification report vide his office No. F(JS-Ver) B/KD/2022 R 6824 dated: - 06.09.2022, mentioned therein that the copy of the Qualification Certificate does not coincide with the Board Record. As such the said Qualification Certificate, be treated as Fake and Fabricated;

Whereas, accordingly the erring official was placed under suspension and his salary was stopped and case referred to Crime Branch and Regional Director, Department of Social Forestry, Kashmir designated as Enquiry Officer to complete the process for departmental actions to be taken in the matter as per rule;

Whereas, enquiry officer (RD SF Kashmir) initiated the process & served the delinquent official with charge sheets twice vide No. RDK/DSF/Estt-35/93-95 dated: - 04.11.2022 & No. RDK/DSF/Estt-35/1236-38 dated: - 31.01.2023, thereby giving the erring official ample opportunities to explain his position regarding false & forged documents used by him to get regularization/appointment as a Govt. Official which was a violation of Clause (1) & (4) of the appointment order issued by the appointing authority vide Forest Order No:- 89 of 1994-95 Dated:- 01.03.1995;

Whereas, the erring official did not choose to respond to the charge sheets as no reply was received from his side to the charges framed & communicated to him by the Enquiry Officer;


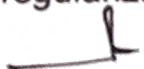




Whereas, the Regional Director, Department of Social Forestry, Kashmir (Enquiry Officer) vide No. RDK/DSF/Estt/-35/1355 Dated:- 14.02.2023 furnished his final enquiry report to the Appointing Authority (Director, Department of Social Forestry, J&K) wherein he has reported that the matter has been enquired into by him in terms of Article 33 of J&K CCA and during the course of enquiry, it stands established that the erring official (Mohd. Amin Thoker) had submitted fake Date of Birth Certificate/Academic Qualification Certificate at the time of his regularization, which is a violation of the condition No (1) & (4) laid down in the appointment/regularization Order viz. Forest Order No 89 of 1994-95 Dated: - 01.03.1995 & that the erring official has been given ample opportunities to defend his position but he has failed to respond to the charge sheets served upon him. The Enquiry Officer, has recommended major penalties in terms of Article 30 of J&K CCA in the case i.e removal/dismissal of the official from Government Service;

Whereas, PCCF/Director Department of Social Forestry, J&K (**Appointing Authority**) after receiving report from Enquiry Officer gave an another and final opportunity to the erring official vide No. DIR/ DSF/ Estt/ 1863 Dated: 24.03.2023 in terms of Article 34 of J&K CCA to explain his position as to why action shall not be taken against him, for producing fake **Date of Birth Certificate** and **Qualification Certificate** and the action may include termination of his services;

Whereas, in response to the final notice, the erring official responded and his reply has been received through Divisional Forest Officer, Social Forestry Division Anantnag under No: - DFO/SF/ANG/2022-23/1685-86 Dated: 28.03.2023, however, the said reply stands examined & not found to be satisfactory to defend his action of producing fake certificate at the time his regularization thereby violating the condition No. 1 and 4 of the regularization / appointment order.



Now, therefore, in view of above & in the light of recommendations of the Enquiry Officer, the services of Shri Mohd. Amin Thoker, Helper (redesignated Jr. Mali) are terminated in terms of Article 30 of J&K CCA.


Roshan Jaggi, IFS
PCCF/Director,
Department of Social Forestry,
J&K.

No: DIR/DSF/Estt./ 74-77

Dated: 10 -04-2023

Copy to the: -

01. Principal Secretary to the Government Forest Ecology & Environment Department Civil Secretariat, J&K for favour of information.
02. Regional Director Department of Social Forestry, Kashmir.
03. Divisional Forest Officer, Social Forestry Division Anantnag for immediate necessary action. He may serve this order to Shri Mohd Amin Thokar against proper acknowledgement.
04. I/c Website, Directorate of Social Forestry Department.
05. S.F. Order File.