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GOVERNMENT OF JAMMU AND KASHMIR DEPARTMENT OF SOCIAL FORESTRY



Sub: - Appointment of Sh. Mohd. Sikander Malla (Helper/Junior Mali) on fake Date of Birth & Qualification certificate: Termination of his services- Regarding.

S.F Order No: 13 of 2023

Dated: 17 / 04 / 2023

Whereas, services of Shri Mohd. Sikander Malla S/o Sh. Habibullah Malla R/o Panzalla (Baramulla) were regularized as Helper in the Pay scale of 750-12-870-EB-14-940 vide Forest Order No:90 of 1995-96 Dated: 27.04.1995 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 qualification cum date of birth certificate showing him as 8th Class pass bearing Admission No-220 Dated: 05.04.1986 purportedly issued by Headmaster, Govt. Boys Middle School Panzalla. The service record of the official shows Date of Birth & qualification according to above certificate.

Whereas, a complaint was received from the one Sh. Mohammad Shafi Khan & Ors. R/o Kannara, Rohama on 09.11.2018 against Mr. Mohd. Sikander Malla, regarding production of fake school leaving certificate at the time of joining of Govt. service in the Department. The concerned DFO approached the Zonal Education Officer, Rohama for verification/authentication of the Qualification certificate of the incumbent.

Whereas, in response, the Zonal Education Officer, Rohama vide his No. ZEO/R/5248 dated: - 18.03.2019 reported that as per report furnished by the Head Master BMS Panzalla vide his No. BMSP-102 dated: - 18.03.2019, the School Leaving Certificate of Shri Mohd Sikandar Malla

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bearing admission No. 220 file No. 2 dated: - 05.04.1986 does not exist in school records of BMS Panzalla, which clearly indicates that certificate bearing admission No. 220 is fake.

Whereas, the Divisional Forest Officer, Social Forestry Division, Baramulla had allowed him an opportunity vide his Nos. 225-29/Estt/SF/Bla dated: - 18.06.2019 to explain his position on above mentioned charge.

Whereas, the delinquent reported that actual admission No. of his certificate is 22 not 220 and produced another certificate with admission No. 22 instead of 220.

Whereas, to clear the confusion, the Divisional Forest Officer, Social Forestry Division, Baramulla had again approached Zonal Education Officer, Rohama to verify the certificate bearing admission No. 22, who in turn confirmed vide his No:ZEO/ROH/3466-68 dated: - 16.10.2020 that both the certificates are fake.

Whereas, accordingly the erring official was placed under suspension vide No:1460-62/Estt/SF/Bla Dated: 23.03.2019 by the concerned DFO.

Whereas, Mr. Mehraj-Ud-Din Malik, Regional Director (SF), Kashmir was appointed as enquiry officer in this case vide communication No:-DIR/DSF/Estt/1327 Dated: 25.02.2022 to initiate disciplinary action against Mohd. Sikander Malla as it was established during the preliminary enquiry conducted by DFO, SF Division Baramulla, that the said official submitted fake Date of Birth & qualification certificate at the time of joining as Helper/Jr. Mali in the department.

Whereas, Mr. Mohd. Sikander Malla submitted reply to the charges framed by the enquiry officer Sh. Maraj Ud Din Malik, Regional Director, Social Forestry Department, Kashmir vide his office No RDK.DSF.Estt-35/1254-56 dated: 01.02.2023. RD Kashmir after scrutinizing the reply and other supporting evidences recommended to Director SFD vide his No. RDK/DSF/Estt-35/1526 dated: 25.03.2023 that the said official has violated the rules by producing fake Date of Birth & fake qualification certificates at the time of joining the Govt. service in the department and thus it has been established beyond doubt that Mr. Mohd. Sikander Malla has willfully committed this serious violation of rules and doesn't qualify to remain in Govt. service and therefore action under Article 30 of J&K CCA Rules 1956 should be taken against him.

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Whereas, the detailed report of enquiry officer Mr. Mehraj-Ud-Din Malik, Regional Director (SF), Kashmir was received in this office vide No: RDK/DSF/Estt/35/1526 dated: 25.03.2023.

Whereas, PCCF/Director Department of Social Forestry, J&K(**Appointing Authority**)after receiving report from Enquiry Officer gave another and final opportunity to the erring official vide No. DIR/DSF/Estt/1897 Dated: 31.03.2023 & No:- DIR/DSF/Estt/1898-99 Dated: 31.03.2023 in terms of Article 34 of J&K CCA 1956 to explain his position as to why action shall not be taken against him, for producing fake **Date of Birth Certificate and Qualification Certificate** to get entry into Government service and the action may include termination of his services as per provisions of rules;

Whereas, in response to the notice, the erring official responded and his reply has been received on 15.04.2023 through E-mail. The said reply stands has been examined & not found to be satisfactory to defend his action of producing fake certificate at the time of his regularization thereby violating the condition No. 1 and 4 of the regularization/appointment order as mentioned above in para 1.

Now, therefore, in view of above & in the light of recommendations of the Enquiry Officer, the services of Shri Mohd. Sikander Malla, Helper (re-designated 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./81-85

Dated: 17-04-2023

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 Baramulla for immediate necessary action. He will serve this order to Shri Mohd Sikander Malla against proper acknowledgement.
04. I/c Website, Directorate of Social Forestry Department.
05. S.F. Order File.