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**BEFORE SENIOR CIVIL JUDGE, ORAKZAI AT BABER
MELA, HANGU**

Case File No. 7/9
Date of Institution: 30/10/2021
Date of Order: 24/11/2021

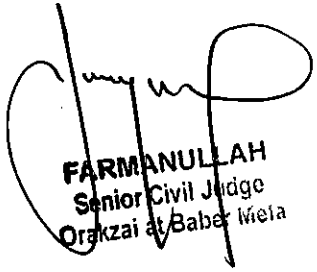
Disciplinary proceedings against Muhammad Ishaq
Chowkidar (BPS-03) in the establishment of Senior Civil Judge,
Orakzai at Baber Mela, Hangu.

(Accused/delinquent official)

Order
24/11/2021

1. The essential facts leading to initiation of instant proceedings are such that delinquent official/accused namely Muhammad Ishaq Chowkidar (BPS-03 in the establishment of Senior Civil Judge), being posted as Chowkidar in circuit house Orakzai Headquarter at Baber Mela Hangu on 16.07.2021 was constantly found absent from his duty at night. On which explanation was sought by the District & Sessions Judge Orakzai from the delinquent official/accused. The explanation was submitted by the accused/delinquent official; however, the explanation was found unsatisfactory and case file was forwarded to undersigned being competent authority.

2. On such information proceedings were initiated against the accused/delinquent official by dispensing the inquiry as sufficient materials were available on file and a show-cause notice was issued to him on 30.10.2021. Reply to which was submitted by the accused/delinquent official on 06.11.2021, wherein he contended that at the time when he was found absent from his duty by the District & Sessions Judge Orakzai, he might have


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Senior Civil Judge
Orakzai at Baber Mela

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of

gone for prayer or dinner. It was also contended that he apologizes for his omission and will remain careful in future.

3. After submission of his reply, opportunity of personal hearing was provided to the accused/delinquent official and he was personally heard on 13.11.2021 and the available record was thoroughly perused.

4. The allegations against the delinquent official/accused are such that he was found absent from his duty at night time since his posting as Chowkidar at circuit house Orakzai Headquarter at Baber Mela, Hangu. Such allegations against the accused/delinquent official have not been denied by the accused in his explanation submitted to the District & Sessions Judge Orakzai as he has categorically stated that he remained on his duty till 11:00 p.m. Meaning thereby that the accused/delinquent official admits that he remained absent from his duty at night time. Even accused/delinquent official has also not denied his absence from his duty during the surprise visit of District & Sessions Judge Orakzai in his reply to Show-cause notice. Being Chowkidar/watchman, the accused/delinquent official is required to perform his duty at night time but he failed to perform his duty assigned to him inspite of the fact that he was repeatedly orally directed to do so. The accused/delinquent official also failed to furnish plausible reason and explanation regarding his absence from assigned duty.

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Senior Civil Judge
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5. Such omission on the part of accused/delinquent official amounts to willful absence from his duty as well as misconduct,

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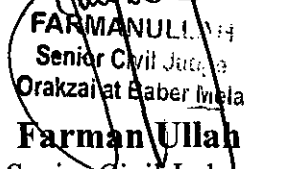
hence it is established on the record that accused/delinquent official is guilty of willful absence from his duty as well as misconduct. Therefore, I being the competent authority, impose minor penalty on the accused under Rule 4(1)(a)(ii)(iii) of Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011 as under:

i. Withholding two annual increments with non-accumulative effect.

The services of official are hereby restored, which was suspended on 30.10.2021.

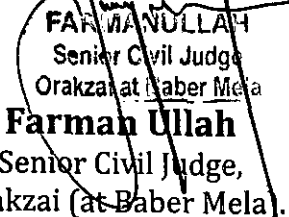
6. File be consigned to record room after its completion and compilation while copy of this order be placed on official file of the delinquent official.

Announced
24.11.2021


FARMANULLAH
Senior Civil Judge,
Orakzai at Baber Mela
Farman Ullah
Senior Civil Judge,
Orakzai at Baber Mela.

CERTIFICATE

Certified that this order of mine consisting of 03 (three) pages, each has been checked, corrected where necessary and signed by me.


FARMANULLAH
Senior Civil Judge,
Orakzai at Baber Mela
Farman Ullah
Senior Civil Judge,
Orakzai (at Baber Mela).