

793452/2022/O/o CH1

Government of Jammu and Kashmir,
Transport Department, Civil Secretariat,
 J&K, Jammu.

Subject: Settlement of period of Sh. Romesh Kumar Samotra, I/c ARTO.
 Reference: Letter No. RTOJ/Acctts/2021-22/810 dated 10-03-2022 of
 Regional Transport Officer, Jammu (Inquiry Officer).

Government Order No. 28 -JK(TR) of 2022
Dated: 22 -04-2022

WHEREAS, vide Government Order No. 60-JK(TR) of 2020 dated 20-11-2020, Sh. Romesh Kumar Samotra, I/c Assistant Regional Transport Officer (ARTO), Reasi under orders of transfer as I/C ARTO, Kishtwar was placed under suspension for non-compliance of transfer orders and creating hurdles in the official functioning of ARTO Office Reasi which made the public of area to suffer badly; and

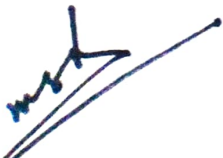
WHEREAS, vide Government order No: 11-JK (TR) of 2021 dated: 02.02.2021, Shri Dhanantar Singh, (KAS), Regional Transport Officer, Jammu was appointed as Inquiry Officer to conduct an enquiry against Sh. Romesh Kumar Samotra, I/C ARTO; and

WHEREAS, the Inquiry Officer vide communication No: RTOJ/PA/2021/1643 dated: 22nd March, 2021 submitted preliminary report with the recommendation to reinstate Sh. Romesh Kumar Samotra, I/c ARTO besides allowing him to join at new place of posting i.e. ARTO Kishtwar and to warn him against repetition of any such non-compliance of the Government orders and to comply all the instructions/ orders of Government in future, in letter and spirit; and

WHEREAS, vide Government Order No. 35-JK(TR) of 2021 dated 15-04-2021, sanction was accorded to the re-instatement of Sh. Romesh Kumar Samotra, I/c ARTO in consonance with the provisions of the rule-31 (3) of J&K Civil Services (Classification, Control and Appeal) Rules, 1956, subject to following conditions:

- i) He shall immediately join as I/C ARTO, Kishtwar, as ordered vide Government Order No. 35- JK(TR) of 2020 dated: 27-07-2020, relieving I/C ARTO, Doda of the additional charge of the post.
- ii) He shall remain careful in future in adhering to the Government Orders/Instructions in letter and spirit and dispose off the official work without any complaint and he is warned against repetition of any kind of behavior which is unbecoming of an Officer.
- iii) His period of suspension and penalty, if any imposed, as specified under rule-30 J&K Civil Services (Classification, Control and Appeal) Rules, 1956 shall be decided separately, after the receipt of the final Enquiry report of the Inquiry Officer appointed vide Government order No: 11-JK (TR) of 2021 dated 02-01-2021.

WHEREAS, the Regional Transport Officer, Jammu (Inquiry Officer) vide letter No. 579-80/PA/RTOJ-2021 dated 16-11-2021 has recommended that the period of suspension w.e.f. 21-11-2020 to 15-04-2021 of the officer may be treated as on duty and necessary orders for release of the salary for the suspension period may be issued; and




WHEREAS, the case was examined in the Department and vide this letter dated 27-12-2021, the Regional Transport Officer, Jammu (Inquiry Officer) was requested to furnish his comments along with recommendations with regard to the period w.e.f. 28-07-2020 to 20-11-2020 for which Sh. Romesh Kumar Samotra, the then I/c ARTO (under orders of transfer as I/c ARTO, Kishtwar) has disposed off the file/work unauthorizedly by creating impediments for the transferee Sh. Rajesh Gupta, I/c ARTO; and

WHEREAS, the Regional Transport Officer, Jammu (Inquiry Officer) vide letter No. RTOJ/Acctts/2021-22/810 dated 10-03-2022 again recommended that the period of suspension w.e.f. 21-11-2020 to 15-04-2021 may be treated on duty, as the officer had regularly attended the office during this period and appropriate order for release of his pending salary for the suspension period may be issued. Further, the inquiry officer didn't recommend about the period w.e.f. 28-07-2020 to 20-11-2020 i.e the period in which Mr. Romesh Kumar Samotra, I/c ARTO remained unauthorizedly present in the office of ARTO Reasi.

Now, therefore, in view of the facts elucidated above and with the approval of Competent Authority, sanction is hereby accorded to the:

- i) Treatment of suspension period of Sh. Romesh Kumar Samotra, the then I/c ARTO (under orders of transfer as I/c ARTO, Kishtwar) w.e.f. 21-11-2020 to 15-04-2021 as on duty.
- ii) Treatment of period of the officer w.e.f. 28-07-2020 to 20-11-2020 (the period in which the officer remained unauthorizedly present in ARTO Office, Reasi) as on leave whichever kind is due to him with the warning to remain careful in future in adhering to the Government Orders/Instructions in letter and spirit.
- iii) Further the officer is also censured in terms of Rule 30(i) of Civil Services (CC&A) Rules, 1956 for non compliance of the Government order and for creating impediments in the smooth functioning of the office of ARTO Reasi, thereby causing hardships to the general public w.e.f. 28.07.2020 to 20.11.2020.

By order of the Government of Jammu & Kashmir.

Sd/-

(Hirdesh Kumar) IAS

Commissioner/Secretary to the Government,
Transport Department.

No. TRPT-MVDON/14/2021-02-TPT

Dated 22-04-2022.

Copy to:

1. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
2. Transport Commissioner, J&K, Jammu.
3. Director Finance, Transport Department.
4. OSD with Advisor (B), Incharge Transport Department.
5. Regional Transport Officer, Jammu.
6. Private Secretary to Commissioner/Secretary, Transport Department.
7. Concerned officer.
8. Government Order/Stock file (W.2.S.C.).

(Manik Singh Rathore)

Under Secretary to the Government
Transport Department.

22.4.22