



No.SO(Estt)42-58/2019

GOVERNMENT OF THE PUNJAB
SPECIAL EDUCATION DEPARTMENT
31-Sher Shah Block New Garden Town, Lahore

Dated Lahore, the February 07th 2024

To

Syed Nihal Mehdi,
Assistant (BS-16)
Presently reported to department.

Subject:

**PERSONAL HEARING NOTICE UNDER SECTION 13(4) OF THE
PUNJAB EMPLOYEES, EFFICIENCY, DISCIPLINE AND
ACCOUNTABILITY ACT, 2006**

I am directed to refer to subject noted above and to state that disciplinary proceedings were initiated against you by Secretary Special Education being Competent Authority vide order dated 27.10.2023 on the following charges of inefficiency and misconduct and corruption by appointing **Mr. Faryad Hussain**, (BS-18), District Education Officer (Special Education), Sargodha as **Inquiry Officer**

CHARGES AGAINST SYED NIHAL MEHDI

- i. *The accused official was deputed as focal person for the oversight and management of retrieved land measuring 104 Kanal 8 Marla situated at Chak No. 23-UCC, Tehsil Sharaqpur, District Sheikhupura earmarked for construction of Govt. Shadab Village at Sharaqpur. Furthermore, the accused official was entrusted with the duty of engaging with relevant government departments falling under the jurisdiction of the district administration, Sheikhupura in connection with this land. Moreover, the accused official was explicitly tasked with the duty of safeguarding government assets and, in the event of any unauthorized intrusion, to promptly notify both the local administration and the department. However, the accused official failed to comply with these directives and neglected the execution of the responsibilities and functions that were assigned to him in the due course of his official duties.*
- ii. *Being focal person, it was duty of the accused official to abide by the rules and regulations of the Govt. but the accused official failed to exercise due diligence in the discharge of his duties. In clear breach of his assigned responsibilities, the accused official, motivated by personal gain for unjust enrichment and leveraging his official position, engaged in the unauthorized cultivation of crops on government-owned land in violation of Govt. policy. The accused official, in furtherance of this unlawful and unauthorized act and in pursuit of personal interests and gains, engaged the services of private individuals to undertake*

cultivation activities on the government-owned land since the year 2021 onwards.

- iii. The accused official remained involved in corrupt practices as he fraudulently indulged himself in misusing Govt. property/assets and resources to secure personal gains and advantages. The funds acquired by the accused official through the harvesting of the crops cultivated on the Govt. land have been willfully, dishonestly and fraudulently misappropriated.
- iv. The accused official, without obtaining prior approval/permission from the authority, undertook the installation of a tube well on government-owned land through the services of a private individual, namely Iftikhar. This installation was solely intended for the unlawful purpose of irrigating the crops that were illegally cultivated by the accused official on the government-owned land.

2. I am further directed to state that the Inquiry Officer has submitted report to this department on 31.01.2024 (**copy of inquiry report has already been provided alongwith Show Cause cum Personal Hearing Notice U/s 13(4) of the Act *ibid***). The Inquiry Officer has recommended imposition of following penalties:

1. Major penalty of "compulsory retirement" under Section 4(1)(b)(iv) of the PEEDA Act, 2006.
2. Major penalty of Recovery out of pay / pension amounting to Rs. 1136500/- under Section 4(1)(b)(i).

3. In view of above, I am further directed to inform you that in exercise of powers conferred under Section 13(4) of the Act *ibid*, Secretary Special Education has decided to afford you an opportunity of personal hearing and has appointed **Additional Secretary, Special Education Department** as Hearing Officer under Section 13(4)(c) of the Act *ibid* for said purpose. Therefore, you are directed to appear before the **Additional Secretary, Special Education Department / Hearing Officer** on **15.02.2024 at 11:30 PM** in her office chamber at 31-Sher Shah Block, New Garden Town, Lahore for this purpose. If you fail to avail this opportunity, the case shall be decided *ex-parte*.

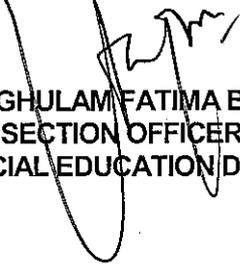
**ISSUED BY THE ORDER OF
ADDITIONAL SECRETARY
SPECIAL EDUCATION DEPARTMENT/
HEARING OFFICER**

No. & Date Even:

A copy is forwarded to:

1. District Education Officer (Special Education), Lahore with the direction to ensure the delivery of this notice to the accused official at his official address through special messenger.

2. **Deputy Director (Development)**, Directorate General of Special Education, Punjab, Lahore / Departmental Representation to ensure the delivery of this notice to the accused official and also to appear before Additional Secretary, Special Education Department on the date fixed for personal hearing alongwith relevant record
3. PS to Secretary, Special Education Department.
4. PS to Additional Secretary, Special Education Department.


(GHULAM FATIMA BANDIAL)
SECTION OFFICER (ESTT.)
SPECIAL EDUCATION DEPARTMENT