



ORDER

No. SO(Estt.)26-8/2010. WHEREAS, Imran Liaqat, ex-Computer Teacher, Govt. Institute of Slow Learners, Sheikhpura filed an appeal against the order dated 23.10.2020 passed by the Secretary Special Education / Competent Authority whereby penalty of "removal from service" was imposed upon the appellant under the PEEDA Act, 2006.

2. **AND WHEREAS**, comments on appeal of the appellant were obtained from the Administrative Department. Mr. Kamran Abdullah, Member-II (Enquiries), S&GAD was appointed as Hearing Officer to afford an opportunity of personal hearing to the appellant in the presence of Departmental Representatives of Special Education Department and submit a detailed report to arrive at a definitive decision.

3. **AND WHEREAS**, the Member-II (Enquiries), S&GAD after affording personal hearing to the appellant in the presence of Departmental Representative of Special Education Department submitted report of hearing proceedings stating therein that the appellant while working as Computer Teacher, Govt. Institute of Slow Learners, Hafizabad was transferred and directed to report to Special Education Department vide order dated 25.09.2018. Against the said order, the appellant filed appeal which was rejected by the Chief Secretary but the appellant did not report for duty and remained absent from duty. Therefore, the Secretary Special Education / Competent Authority dispensing with regular enquiry issued Show Cause Notice to the appellant on the charge of misconduct on account of absence from duty w.e.f. 25.09.2018 to 19.08.2020 under PEEDA Act, 2006 and after providing an opportunity of personal hearing imposed the impugned penalty upon the appellant. The Member-II (Enquiries), S&GAD / Hearing Officer observed that during hearing, the appellant has not produced any material to justify his absence for more than two years.

4. **AND WHEREAS**, after examining the record/material available in the case file, considering appeal of the appellant and report of hearing proceedings of the Hearing Officer, I am of the view that the appellant remained absent from duty for more than two years. Section 13(5)(ii) of the PEEDA Act, 2006 provides that where charge of absence from duty for a period of more than one year is proved, the penalty of compulsory retirement or removal or dismissal from service shall be imposed. The Competent Authority has therefore, rightly imposed the impugned penalty upon the appellant on the proven charge of misconduct on account of absence from duty, in accordance with law. During hearing proceedings before the Hearing Officer, the appellant has not produced any additional material to rebut the evidence already available on record to prove his innocence. The appellant has failed to substantiate his stance in his appeal.

5. **NOW THEREFORE**, under the circumstances, I, Jawwad Rafique Malik, Chief Secretary, Punjab, in exercise of powers conferred upon me under Section 16 of the PEEDA Act, 2006, do hereby reject the appeal of Imran Liaqat, being devoid of merit and not covered under the law / rules.

(JAWWAD RAFIQUE MALIK)
CHIEF SECRETARY PUNJAB



(MUHAMMAD HASSAN IQBAL)
SECRETARY SPECIAL EDUCATION

No. & Date Even.

A copy is forwarded to the:-

1. Personal Staff Officer to Chief Secretary, Punjab.
2. Accountant General, Punjab, Lahore.
3. Director General, Directorate General of Special Education, Punjab, Lahore.
4. District Education Officer (Special Education), Lahore & Gujranwala.
5. Appellant concerned.
6. PS to Secretary, Special Education Department.
7. Master File.



SECTION OFFICER (ESTT).