



ORDER

No. SO(Estt) 40-52/2011. WHEREAS, Show Cause Notice dated 05.10.2020 under Section 7(b) read with Section 5(1)(a) of the Punjab Employees Efficiency, Discipline and Accountability Act, 2006 was served upon Ms. Fouzia Muhammad Aslam, Junior Special Education Teacher (Hearing Impaired Field) (BS-16), Government Special Education Centre, Wagha Town, Lahore presently posted at Govt. Special Education Centre, Gujar Khan on the following charge of misconduct:

**“You were transferred and directed to report to Special Education Department vide order dated 30.06.2020 on administrative grounds for further orders. You were relieved from your duties by the Headmistress concerned on 02.07.2020 but you did not comply the orders of Competent Authority till date. Hence, you have been found absent from your duty w.e.f. 03.07.2020 to date”.**

2. **AND WHEREAS**, the accused officer submitted her written defence reply wherein the accused officer while pleading her innocence contended that she filed departmental appeal challenging the transfer order dated 30.06.2020 before Chief Secretary, Punjab which is still pending and she also filed service appeal in Punjab Service Tribunal. Lastly, the accused officer requested that since her appeal is pending before Chief Secretary, Punjab and the operation of transfer order has been suspended by PST therefore, she may be exonerated of the charge of absence leveled against her.

3. **AND WHEREAS**, in order to meet the ends of justice, the accused officer was afforded an opportunity of personal hearing under Section 7(d) of the PEEDA Act, 2006 on 27.01.2021, the accused officer appeared before Competent Authority on the said date and reiterated the stance already taken by her in written defence reply and Secretary, Special Education Department / Competent Authority after considering the facts of the case decided to withhold the disciplinary proceedings initiated against the accused officer till decision of her departmental appeal by Chief Secretary, Punjab.

4. **AND WHEREAS**, Chief Secretary, Punjab vide order dated 28.04.2021 disposed of the appeal of the accused officer and remanded the case to Secretary Special Education for further necessary action. Pursuant to the directions of Chief Secretary, Punjab, Secretary Special Education granted personal hearing to the accused officer on 04.05.2021 and after hearing, vide order dated 18.05.2021 directed the accused officer to report to department for further orders/posting. In compliance whereof, accused officer submitted her joining report to this department on 27.05.2021 and subsequently, the accused officer was transferred and posted at Govt. Special

Education Centre, Gujar Khan District Rawalpindi vide order dated 11.06.2021, where she assumed the charge of her new post on 12.06.2021.

5. **AND WHEREAS**, after compliance of the order by the accused officer, in order to culminate the disciplinary proceedings initiated vide Show Cause Notice dated 05.10.2020, the accused officer was afforded opportunity of personal hearing and was directed to appear before Secretary Special Education on 24.06.2021. The accused officer appeared on the said date and during personal hearing, pleaded herself innocent and reiterated her stance already taken in defence reply.

6. **NOW, THEREFORE**, I, Muhammad Hassan Iqbal, Secretary Special Education / Competent Authority, after taking into consideration material related to the case, verbal submissions of the accused officer and considering the defence reply of the accused officer, am of the considered view that although the accused officer remained absent from duty w.e.f 03.07.2020 till 26.05.2021, however, it was due to the pendency of her departmental appeal before Chief Secretary, Punjab filed against transfer order dated 30.06.2020 and after disposal of her appeal by Chief Secretary, Punjab and directions issued to him by the undersigned, she submitted her joining report to this department and subsequently complied with the orders also. Therefore, I, being the Competent Authority, in exercise of powers vested in me under section 7(e) of Punjab Employees Efficiency & Discipline Act, 2006, while taking a lenient view hereby *exonerate* the accused officer / Ms. Fouzia Muhammad Aslam, Junior Special Education Teacher (Hearing Impaired Field) (BS-16), Government Special Education Centre, Wagha Town, Lahore presently posted at Govt. Special Education Centre, Gujar Khan from the charge of misconduct on account of absence from duty leveled against her.

Dated Lahore the  
July 05 / 2021

  
(MUHAMMAD HASSAN IQBAL)  
SECRETARY SPECIAL EDUCATION /  
COMPETENT AUTHORITY

**No. & Date Even.**

A copy is forwarded for information and necessary action to the:

1. Accountant General, Punjab, Lahore.
2. Director General, Directorate General of Special Education, Punjab.
3. District Education Officer (Special Education), Lahore and Rawalpindi.
4. Accused officer concerned.
5. Statistical Officer.
6. PS to Secretary Special Education Department.
7. Master File.

  
SECTION OFFICER (ESTT.)