

GOVERNMENT OF JAMMU AND KASHMIR
JAL SHAKTI DEPARTMENT
CIVIL SECRETARIAT, JAMMU/SRINAGAR

Subject:- Involvement of Shri Dilbag Singh, Lineman, Jal Shakti (PHE) Sub-Division, Hiranagar in Narcotic Drugs and Psychotropic Substance (NDPS) case in FIR No. 114/2020 u/s 8/21/22 NDPS Act - Police Station Hiranagar - Dismissal from the service under Article-311(2) of the Constitution of India.

Government Order No. 80-JK(JSD) of 2025

Dated: - 24.03.2025

Whereas, Shri Dilbag Singh, Lineman, Jal Shakti (PHE) Sub-Division, Hiranagar was involved in case in FIR No. 114/2020 u/s 8/21/22 NDPS Act in connection with the recovery of 500 gm of Heroin and was arrested for narcotic-related crimes, and remained in judicial custody with effect from 17.11.2020 to 25.05.2024 (03 years, 06 months and 06 days) and granted bail by the Hon'ble Court on 25.05.2024; and

2. Whereas, the said official was placed under suspension by the Executive Engineer, PHE Division Kathua vide Order No. PHEK/C/13390-95 dated 29.01.2021, in terms of Rule 31 (2) of J&K Civil Service (Classification, Control and Appeal) Rules, 1956, read with Rule 109 of J&K Civil Services Regulation Vol-I from the date the official was arrested i.e. 17.11.2020; and
3. Whereas, the Home Department vide O.M. No. HOME-ISA/239/2024 (CC No 7495780) Dated 02.07.2024 has forwarded Communication of Crime Branch, J&K vide No. CHQ/39/9th-NCORD/7010-1 Dated 04.06.2024 and requested to initiate departmental action against Shri Dilbag Singh, Lineman, involved in NDPS cases (figuring at Sr. No. 07 in the aforesaid list); and
4. Whereas, vide this department letter dated 02.07.2024, Chief Engineer, PHE Jammu was requested to initiate the action taken against the said employee involved in Narcotic Drugs and Psychotropic Substance case and furnish a detailed report in the matter; and
5. Whereas, Chief Engineer, PHE Jammu vide No. PHEJ/GE/15429-31 Dated 24.12.2024 served Memorandum, Article of Charges and Statement of Imputations to Shri Dilbag Singh, Lineman to furnish the written statement of defense within a period of 15 days on the charges leveled against him. The charged official furnished his reply in defense; and
6. Whereas, Chief Engineer, PHE, Jammu vide Order No. PHEJ/GE/17269-76 dated 27.01.2024 appointed an Inquiry Officer to enquire into the charges levelled against Shri Dilbag Singh, Lineman, who was found involved in Narcotic Drugs and Psychotropic Substance; and
7. Whereas, Inquiry Officer provided the opportunity of being heard to the Charged Official vide letter No. PHES/14620 dated 07.02.2025, to explain his position within ten days positively failing which it shall be presumed that he has nothing to say in his defense regarding the charges leveled against him. The Charged official appeared before the Inquiry Officer on 20.02.2025, and submitted his reply; and
8. Whereas, considering all the relevant facts on record, the Inquiry Officer has submitted the enquiry report, the findings as well as the recommendations of which are reproduced as under: -

Investigation: The initial evidence surrounding the case, including actions taken by law enforcement, suggests that the allegations against Sh. Dilbagh Singh S/o Baldev Singh are both serious and credible. As the instant FIR based on reliable source information was registered. The patrolling party of PS Hiranagar arrested Dilbagh Singh S/o Baldev Singh R/o Katli, Dinga Amb District Kathua and accordingly FIR bearing No. 114 of 2020 was lodged by Police Station Hiranagar.

Summary of Charge Sheet: During the course of investigation I/O visited the spot alongwith the specialized I/O kit containing hand held digital weighing machine, white cloth, red lac etc. and prepared the site plan, seizure memo, got conducted photography and recorded the statement of the witnesses U/S 161 Cr.PC. From the recovered 500 gm of Heroin like substance 05 gm was withdrawn for chemical analysis which is marked as Exhibit-A and the remaining heroin marked as Exhibit-B. After that I/O obtained the Forensic Science Laboratory (FSL) report. The accused person was arrested and offences U/S 8/21/22 NDPS Act has been established against the accused Dilbagh Singh, subsequently the charge sheet was produced in the court on 12/05/2021. The charge sheet was filed in the court of Principal District & Session Judge Kathua. Also, as a detail of material evidence, FSL report was found positive.

Legal and Ethical Risks: The possession of illegal substances (500 gram of Heroin) is violation of both the law and the department's core values. The potential societal harm, particularly to the younger generation, cannot be ignored.

Impact on the Work Environment: The ongoing trial and the associated public attention could lead to disruptions within the Department and can affect other employees morale, and erode trust in leadership. This, in turn could have long-term consequences on the department's internal culture and overall performance.

Recommendation:-

Upon meticulous review of the available records and the dossier provided by the investigating Agency, the following facts can be clearly brought out.

In view of the aforementioned findings, it is evident that Dilbagh Singh has not only failed to uphold the standards of integrity and conduct expected of a public servant but has also actively engaged in activities detrimental to public welfare. His arrest, seizure of substantial quantities of narcotics (500 gm Heroin) from the possession of the charged official demonstrate a clear intent to operate within an illegal drug network. His actions pose a grave risk to society, undermining law enforcement efforts and contributing to the spread of narcotics. His actions constitute a direct violation of Rule 3 of the J&K Employees Conduct Rules, 1971, and he poses a significant risk to societal well-being. It is, therefore, recommended that the termination proceedings be initiated against him following the due process of law.

9. Whereas, Chief Engineer, PHE Jammu has, vide letter No. PHEJ/GE/19018 dated 25.02.2025, endorsed the recommendations of the Inquiry Officer and has recommended that termination proceedings be initiated against the said employee; and

10. Whereas, the matter has been examined in detail in the department and in light of the irrefutable evidence, including forensic confirmations, Police investigations, arrest, prolonged

custodial detention, it has become evident that Shri Dilbag Singh has engaged in illegal narcotic activities, making his continued association with the government is detrimental to public interest; and

11. Whereas, the case of Shri Dilbag Singh, Lineman was placed before the Competent Authority for acceptance of the report of the Inquiry Officer and the Competent Authority has, after due consideration, in exercise of the powers vested under Article 311(2) of the Constitution of India, decided to impose the penalty of dismissal from the service of the State which ordinarily disqualifies him from future employment, as his continued employment poses a grave risk to public welfare and erodes trust in government institutions.

Now, therefore, it is hereby ordered that in terms of Article 311(2) of the Constitution of India, Shri Dilbag Singh, S/o Shri Baldev Singh, R/o Kattli Dinga Amb, Kathua, Lineman, Jal Shakti (PHE) Sub-Division, Hiranagar presently under suspension, is hereby dismissed from service, with immediate effect. He is also disqualified from any future employment with the government.

By order of the Government of Jammu and Kashmir.

Sd/-

(Shaleen Kabra) IAS

Financial Commissioner (Additional Chief Secretary)

Jal Shakti Department

No: JSD-HRM04/12/2025-G-JSD (CC.No. 7625633)

Dated: - 24.03.2025

Copy to the:-

1. Additional Chief Secretary to the Hon'ble Chief Minister, J&K.
2. Director General of Police, J&K.
3. Principal Secretary to the Government, Home Department, J&K.
4. Principal Secretary to Hon'ble Lieutenant Governor, J&K.
5. Joint Secretary (J&K), Ministry of Home Affairs, Government of India, New Delhi.
6. Commissioner/Secretary to the Government, General Administration Department, J&K.
7. Divisional Commissioners, Jammu/ Kashmir.
8. Inspectors General of Police, Jammu/ Kashmir.
9. Inspector General of Police, Crime Branch, J&K.
10. District Magistrate, Kathua/ Superintendent of Police, Kathua.
11. All Chief Engineers of Jal Shakti Department.
12. Director Archives, Archaeology and Museums, J&K.
13. OSD to the Hon'ble Minister, Jal Shakti Department, J&K.
14. PS to the Chief Secretary, J&K.
15. PS to the Financial Commissioner (Additional Chief Secretary), Jal Shakti Department, J&K.
16. Shri Dilbag Singh, S/o Shri Baldev Singh, R/o Kattli Dinga Amb, Kathua.
17. I/c Website.
18. Government Order file (w.2.s.cs).

(Sahil Mahajan) JKAS

Under Secretary to the Government
Jal Shakti Department