



**ORDER**

**NO.SO(DM)W.P.12729/2022:** This order will dispose of the representation of Mr. Muhammad Naseem Akbar Chishti, Senior Clerk, Govt. Associate College, Kuarey Khan, Jatoi, District Muzaffargarh in pursuance of the judgment of Honourable Lahore High Court, Multan Bench, Multan passed in writ petition No.12729/2022 on 06.09.2022. The operative para is reproduced as under:

“Respondent No.02/ Secretary, Higher Education Department, is directed to decide the aforementioned application (dated 02.07.2022) himself or entrust the same to any authorized officer for the decision, if still pending. The application shall be decided strictly in accordance with law and subject to right and entitlement of the petitioner.”

2. The petitioner is present. He stated that the ongoing disciplinary proceedings against him on account of embezzlement of fee collected from students of the Govt. Associate College, Kuarey Khan, Jatoi, District Muzaffargarh under Punjab Employees Efficiency, Discipline and Accountability Act, 2006 may be entrusted to any other department to conduct inquiry. Moreover, he requested that the Principal of Govt. Associate College, Kuarey Khan, Jatoi, District Muzaffargarh may also be transferred. He further prayed that necessary directions may be issued to Director General, Anti-Corruption Establishment, Punjab to register a case against the said principal in pursuance of the orders of the Honourable Lahore High Court.

3. In compliance of the orders of the Hon'ble Court dated 06.09.2022 & 02.03.2023, the petitioner and other relevant were afforded an opportunity of personal hearing. The petitioner showed up in this office and retold what was stated in his application dated 02.07.2022.

4. **WHEREAS**, the brief facts of the case are that students of Govt. Associate College, Kuarey Khan, Jatoi, District Muzaffargarh submitted a complaint on 07.07.2021 in this Department wherein they alleged that the petitioner / Mr. Muhammad Naseem Akbar Chishti, Senior Clerk and Mr. Shahid Hussain Junior Clerk of the said college had collected their Board's examination fee(s) and misappropriated/ embezzled the same.

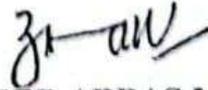
5. **AND WHEREAS**, Director of Education Colleges, D.G, Khan was directed to conduct a probe into the matter vide letter dated 30.09.2021. The probe was conducted by three member's committee which recommended for initiation of regular inquiry against the petitioner and four others officers / officials of the Govt. Associate College, Kuarey Khan, Jatoi, District Muzaffargarh on account of the charge of embezzlement of Rs.25, 47, 200/- in lieu of Board Examination Fee of students of the said college.

6. **AND WHEREAS**, a regular inquiry under PEEDA Act, 2006 was initiated against the principal, of Govt. Associate College, Kuarey Khan, Jatoi, District Muzaffargarh, Abdul Ghaffar Khan Bursar, Mr.Shahid Hussain Junior Clerk, Abdul Malik, Junior Clerk including the petitioner / Mr.Muhammad Naseem Akbar Chishti Senior Clerk vide inquiry order dated 30.12.2021. The Inquiry Officer regretted to conduct the inquiry proceedings.

7. **AND WHEREAS**, the Competent Authority appointed Mr. Muhammad Ayub Alam, Associate Professor (BS-19), Govt. S.E Graduate College, Dera Nawab Sahib as new Inquiry Officer vide order dated 08.06.2022. However, the petitioner/ Mr. Muhammad Naseem Akbar Chishti and Mr.Shahid Hussain had submitted an application on 02.07.2022 whereby stating that they have no confidence upon the Inquiry Officer. The request of the petitioner was acceded to by the Competent Authority and Syed Haider Abbas Gardezi Principal, Govt. Graduate College, Civil Lines, Multan was appointed as new Inquiry Officer to conduct the inquiry proceeding vide order dated 28.07.2022.

8. **AND WHEREAS**, foregoing facts reveal that the representation of the petitioner / Mr. Muhammad Naseem Akbari Chishti to the extent of change of Inquiry Officer has already been accepted by the Competent Authority vide order dated 28.07.2022, hence the grievance stands resolved and the same has become infructuous.

9. **NOW THEREFORE**, I, Zaheer AbbasMalik, Special Secretary Higher Education Department / designated Hearing Officer, after affording an opportunity of personal hearing to the petitioner and perusal of record, do hereby *dispose-off* of this representation in terms as set out in paragraph 8 ante of this order.

  
(ZAHEER ABBAS MALIK PAS)  
SPECIAL SECRETARY  
HIGHER EDUCATION DEPARTMENT

A copy is forwarded for information and further necessary action to: -

1. The Assistant Registrar, Registrar, with reference to order of the Honourable Lahore High Court, Multan Bench, Multan passed in Writ Petition No. 12729/2022 dated 06.09.2022.

2. The Director Public Instructions (Colleges), Punjab, Lahore.
3. The Director of Education Colleges, D.G. Khan and Multan.
4. Senior Law Officer, Higher Education Department.
5. PS to Secretary, Higher Education Department, Lahore.
6. PS to Special Secretary, Higher Education Department, Lahore.
7. PA to Additional Secretary (E&G), Higher Education Department.
- ✓ 8. PA to Deputy Secretary (EM), Higher Education Department.
- ✓ 9. The Manager, MIS, Higher Education Department to uploaded on the website of the Higher Education Department.
10. The petitioner.

  
(ABDUL JABBAR)  
6/3/2023  
Section Officer (Discipline Male)