Government of Jammu and Kashmir
Home Department

Subject: - Departmental enquiry against Mr. Manmohan Singh, IPS (JK:99), the then SP, Kupwara (now retired).

Government Order No. Home-Dated 05.2014
05.2014

Whereas, on the recommendations of the Police Headquarters and prior to institution of enquiry in terms of All India Services (Discipline and Appeal) Rules, 1969, a memorandum of Articles of Charge accompanied by the statement of imputations was served to Mr. Manmohan Singh, IPS (now retired) vide No.Home/71/209/ISA dated 29.03.2010 to which he replied. The officer in his capacity as the then SP, Kupwara was alleged to have depicted carelessness and negligence which facilitated death of Branch Manager, Kamraz Rural Bank Limited in police custody on 11.02.1999; and

Whereas, vide Government Order No.Home-1067(P) of 2010 dated 25.08.2010, Sheikh Owais Ahmad, IPS, the then IGP Personnel/Trainings, PHQ, now Director, Vigilance Organization was appointed as Inquiry Officer in terms of the All India Services (Discipline and Appeal) Rules, 1969, to enquire into the charges served upon Mr. Manmohan Singh. The Inquiry Officer has submitted his report concluding that the officer has committed administrative lapse though the same may be un-intentional; and

Whereas, the report of the Inquiry officer was accepted by the competent authority and it was proposed to impose a minor penalty by way of ‘Censure’ upon Mr. Manmohan Singh; and

Whereas, in terms of Rule 6 of the All India Services (Discipline and Appeal) Rules, 1969, the matter regarding imposition of minor penalty by way of ‘Censure’ on Mr. Manmohan Singh, IPS was referred to the UPSC for advice vide communication No.Home/PB-1/71/2009/2010/98 dated 01.01.2013. The matter remained under correspondence with UPSC till November, 2013. The UPSC vide their communication No.F.3/363/2012-S-I dated 28.11.2013, inter-alia, advised that in case after considering the records of the case, the Disciplinary Authority (DA) finds that the charge proven against the Member of
Service (MOS) constitute grave misconduct, DA may consider disciplinary proceedings in light of Rule 6 of AIS (DCRB) Rules. The UPSC accordingly returned the records of the case with the request to forward the case to the Commission, through the Central Government i.e. Ministry of Home Affairs, after approval of the Competent Authority, if the conduct of MOS is considered grave or negligent during his period of service, and communicate to the Commission along with information regarding pensions/gratuity admissible/sanctioned to the MOS. In the meantime, the officer retired on superannuation on 30.11.2013; and

Whereas, the case of Mr. Manmohan Singh, IPS was re-examined in the Home Department and it was decided to close the case as no objective was aimed to be achieved by imposition of minor punishment to a retired officer. The competent authority has accordingly taken a lenient view and approved closure of the case.

Now, therefore, the enquiry instituted vide Government Order No.Home-1067(P) of 2010 dated 25.08.2010 against Mr. Manmohan Singh, IPS (retired), the then SP, Kupwara is hereby closed.


Sd/-
(Suresh Kumar) IAS
Principal Secretary to the Government
Home Department

No: Home/PB-I/71/2009/2010
Copy to: -
1. Principal Secretary to Hon’ble Chief Minister.
2. Director General of Police, J&K.
3. OSD to Hon’ble Minister of State for Home.
4. Shri Manmohan Singh, IPS (retired).
5. Private Secretary to Principal Secretary to the Government, Home Department.
6. Incharge Website, Home Department.

(Sarb Sahran) KAS
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Home Department
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