

GOVERNMENT OF PAKISTAN
REVENUE DIVISION
FEDERAL BOARD OF REVENUE

Islamabad, the 17th April, 2024.

NOTIFICATION
(Exoneration)

No.0962-C-III/2024:- Whereas, disciplinary proceedings were initiated under the Civil Servants (Efficiency & Discipline) Rules, 2020 against Mr. Muhammad Yousif, Appraising Officer (BS-16), Collectorate of Customs Enforcement, Karachi on account of his unauthorized absence from duty since 13.10.2022 constituting "inefficiency" & "misconduct" under Rule-3(a) & (b) of the rules ibid.


2. Accordingly, the accused was placed under suspension vide Board's Notification dated 23.02.2024 and an Order along with direct Show Cause Notice dated 22.02.2024 under Rule-7 read with Rule-6 of the Civil Servants (Efficiency & Discipline) Rules, 2020, was issued to the accused officer by dispensing with the formal inquiry proceedings. In response to the show cause notice, the accused officer had furnished his reply thereof and requested for grant of an opportunity of personal hearing to explain his position. In the light of Rule-17 of Civil Servants (Efficiency & Discipline) Rules, 2020 the accused officer was provided an opportunity of personal hearing on 02.04.2024 (via video link).

3. The accused officer appeared in person before the Member (Admn/HR)/Authority and the Departmental Representative (DR) Mr. Shahzad Ali, Assistant Collector Customs, Enforcement, Karachi, was available on Zoom. During the course of personal hearing, the accused officer reiterated the stance he took in his reply to Show Cause Notice and elaborated that he had been intimating about his medical leave alongwith relevant medical certificates. However, whatever correspondence has been made from the department i.e. the Collectorate of Customs Enforcement, Karachi, remained undelivered to him due to mentioning of wrong / incomplete address on envelopes / parcels. His WhatsApp number, postal address, phone number was available on record in the Collectorate. He also produced copied of undelivered mails during the course of personal hearing. The department however, failed to contact him. Since all the correspondence remained undelivered to him, he could not appear before the medical board. Whereas, the DR opposed the arguments put forth by the accused officer and maintained that all the correspondence was directed at his available address.

4. The Member (Admn/HR), FBR, being the Authority under Rule-2(1)(c) of the Civil Servants (E&D) Rules, 2020, in this case, having gone through the available record, facts of the case, show cause notice, reply to the show cause notice, verbal submissions made by the accused officer, contentions of the DR during the course of personal hearing has observed that non-filing of a former application for medical leave is his only mistake which he committed on the understanding that he was submitting medical certificates in due time. Therefore, the Authority keeping in view of these facts has been pleased to exonerate Mr. Muhammad Yousif, Appraising Officer (BS-16) under Rule 16(5) of the Rules ibid from the charges levelled against him vide Order along with direct Show Cause Notice No.2(635)/2017-M/HR.C-III dated 22.02.2024.

5. Moreover, the Authority has decided that intervening period from 13.10.2022 to 18.10.2022 is treated as causal leave whereas, the remaining period from 19.10.2022 to 21.02.2024 is treated as leave on medical grounds as admissible under the Revised Leave Rules, 1980.

6. The officer is also re-instated into the Government Service with immediate effect and his suspension period (i.e. from 23.02.2024 to date) is treated as spent on duty.



(Zakir Hussain) 12/4/24
Second Secretary (M/HR.C-II)

The Manager,
Printing Corporation of Pakistan Press,
Karachi.

C.No.2(635)/2017-HRMC-III

Copy to:-

1. SA to Secretary Revenue Division/ Chairman, FBR.
2. Members (Admn/HR), FBR, Islamabad.
3. Collector, Collectorate of Customs Enforcement, Karachi
4. Second Secretary (SSM)/(ERM), FBR, Islamabad.
5. The AGPR Sub Office, Karachi
6. Officer Concerned/Personal File/Notification folder


(Zakir Hussain) 12/4/24
Second Secretary (M/HR.C-III)