

GOVERNMENT OF PAKISTAN
REVENUE DIVISION
FEDERAL BOARD OF REVENUE

Islamabad, the 11th October, 2024.

NOTIFICATION
(Minor Penalty)

No.2614-C-III/2024: - Whereas, disciplinary proceedings were initiated under the Civil Servants (Efficiency & Discipline) Rules, 2020 against Mr. Adrish Arsalan, Appraising Officer (BS-16), Directorate General of Customs Valuation, Karachi on the basis of a complaint lodged by DSI Law Associates, Karachi on behalf of M/s Dany Technologies, M/s Gaba Enterprises and M/s Stone Enterprises for being aggrieved of inclusion of their brands in Category B and exchange of dubious WhatsApp texts messages by the accused officer with Mr. M. Naeem owner of M/s Dany Technologies.

2. Accordingly, an Order of Inquiry along with Charge Sheet and Statement of Allegations dated 27.06.2024 on the charge of "misconduct" under Rule-3(b) of the Civil Servants (Efficiency & Discipline) Rules, 2020, were served upon the accused officer and Mr. Saqib-ur-Rehman (PCS/BS-18) was appointed as Inquiry officer to scrutinize conduct of the accused officer.

3. The Inquiry Officer had furnished inquiry report vide letter dated 21.08.2024 and concluded that charge of "misconduct" has been established and recommended for imposition of a minor penalty of "Censure" upon the accused officer.

4. Accordingly, a Show Cause Notice dated 29.08.2024 under Rule-16(6) of the Civil Servants (E&D) Rules, 2020 was served upon the accused officer. The accused officer had furnished his reply to the show cause notice and denied the charges levelled against him and also prayed that an opportunity of personal hearing may be granted. In terms of Rule-17 of the Civil Servants (Efficiency & Discipline) Rules, 2020, an opportunity of personal hearing was provided to the accused officer on 09.10.2024.

5. During course of personal hearing, the Departmental Representative (Mr. Shahrukh Akhlaq Siddiqui, Assistant Director) and the accused officer appeared before the Authority. The DR narrated brief background of the case and presented the available original record pertaining to the case.

6. During the course of hearing proceedings, the accused officer reiterated the arguments put forth in his written reply to show cause notice and on a question of dubious WhatsApp texts messages with the importer, he failed to justify the same and also tendered his apologies to that act of omission and commission on his part.


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7. The Member (Admn/HR), FBR, being the Authority under Rule-2(1)(c) of the Civil Servants (E&D) Rules, 2020, in this case, has gone through the available record, facts of the case, findings/recommendations of the Inquiry Officer arguments put forth by the DR and submissions of the accused officer during the course of personal hearing, was of the considered opinion that the accused officer could not offer anything new or any plausible grounds in his defense that was not already on record and miserably failed to prove his innocence. Hence, the Authority is of the considered opinion that the accused officer is found to be guilty of "misconduct", therefore, decided to impose a **minor penalty of "Withholding of two (02) increments for a period of two (02) years without cumulative effect"** upon Mr. Adrish Arsalan, Appraising Officer (BS-16) under Rule-4(2)(b) of the Civil Servants (E&D) Rules, 2020.

8. In the light of Sr.No.7(ii) of FBR's policy "Guidelines for Performance Allowance 2015" circulated (Circular No.1/2015) vide C.No.6(96)S(BIC)/2013 2014, dated 06.03.2015, performance allowance of aforesaid officer, is hereby stopped for six months from the date of award of this penalty, he will have to appear afresh.

9. The official will have a right to appeal against this Order to the Appellate Authority under Civil Servants (Appeals) Rules, 1977 within a period of 30 days from the date of communication of this Notification.

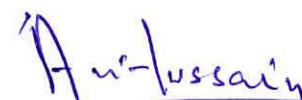

(Zakir Hussain) 11/10/24
Second Secretary (M/HR.C-III)

The Manager,
Printing Corporation of Pakistan Press,
Karachi.

C.No.2(53)/2022-HRMC-III

Copy to:-

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


(Zakir Hussain) 11/10/24
Second Secretary (M/HR.C-III)