



GOVERNMENT OF ASSAM
PANCHAYAT AND RURAL DEVELOPMENT (B) DEPARTMENT
DISPUR : : GUWAHATI-6

Dated Dispur, 21-07-2026

ORDER

ECF No. 668860/PRD(B)/537: Whereas, the report submitted by the then Deputy Commissioner, Lakhimpur, vide letter No. LC/46/2017 dated 17.08.2019, revealed gross irregularities in the execution of the scheme, namely, "Construction of Bandh-cum-Road from Silikhaguri Road via Phulonikhat High School to Mermukh Sports Association under MGNREGA, 2018-19", during the tenure of Shri Ainul Haque Mollah as the then Block Development Officer, Narayanpur Development Block, Lakhimpur, prima facie indicating failure to ensure proper implementation and supervision of the said scheme; and

Whereas, during the visit of the then Deputy Commissioner, Lakhimpur to Dakhin Narayanpur Gaon Panchayat on 15.08.2019, following receipt of a complaint from the then Hon'ble MLA, Shri Debananda Hazarika, it was found that wages amounting to Rs.11,30,936/- had already been disbursed against earthwork measuring only 301.00 cubic metres, valued at Rs.68,790/-; and

Whereas, the then Deputy Commissioner, Lakhimpur further reported that during the inspection Shri Ainul Haque Mollah was present at the work site and informed that the Gaon Panchayats had been instructed to commence the work only from the very same day, i.e., 15.08.2019; and

Whereas, on the basis of the aforesaid inspection, the then Deputy Commissioner, Lakhimpur reported that Shri Ainul Haque Mollah appeared to have been involved in gross financial irregularities and had exhibited gross negligence in the discharge of his official duties; and

Whereas, pending drawal of departmental proceedings, Shri Ainul Haque Mollah was placed under suspension with immediate effect vide Government Notification No. PRD-12017/6/2018-PRD(C)/133 dated 22.08.2019; and

Whereas, a Show Cause Notice bearing No. PRD-12/589/2018-PRD(B)/73 dated 27.08.2020 was served upon Shri Ainul Haque Mollah, then Block Development Officer (under suspension); and

Whereas, Shri Ainul Haque Mollah submitted his written statement vide letter dated 01.09.2020 denying the allegations levelled against him; and

Whereas, in terms of the Office Memorandum of the Personnel (B) Department vide No. ABP.13/2018/Pt/35 dated 04.02.2020, Shri Ainul Haque Mollah was reinstated in service and posted as Block Development Officer, Golaghat South Development Block, Golaghat, vide Government Notification No. PRD-12/589/2017-PRD(B)/78 dated 01.10.2020, without prejudice to the continuation of the departmental proceeding; and

Whereas, as the written statement submitted by Shri Ainul Haque Mollah was not found satisfactory, an Inquiry Officer and a Presenting Officer were appointed and nominated vide Government Notification No. PRD.12/589/2017-PRD(B)/79 and

Government Notification No. PRD.12/589/2017-PRD(B)/79-A, both dated 28.12.2020, respectively; and

Whereas, consequent upon the retirement and transfer of the erstwhile Inquiry Officer and Presenting Officer, fresh appointments were made vide Government Notification No. E-281133/DFA/1 dated 12.05.2023 and Government Notification ECF No. 281133/DFA/403050 dated 22.11.2023, respectively; and

Whereas, the Inquiry Officer submitted the Enquiry Report vide letter No. ABE.14/2023/61 dated 06.08.2025, wherein the charges against Shri Ainul Haque Mollah relating to gross negligence in the discharge of official duties, breach of conduct, and violation of Rule 3 of the Assam Civil Services (Conduct) Rules, 1965 were held to be partially proved; and

Whereas, the Enquiry Report records that Shri Ainul Haque Mollah admitted that the lapse on his part was not deliberate or wilful but, according to him, occurred in good faith due to reliance upon and misguidance by subordinate officials; and

Whereas, the Enquiry Report further reveals that, as per the official records of Narayanpur Development Block, the work namely "Construction of Bandh-cum-Road from Silikhaguri Road via Phulonikhat High School to Mermukh Sports Association under MGNREGA, 2018-19" commenced on 29.03.2019 and was completed only on 21.11.2020, i.e., after the inspection conducted by the then Deputy Commissioner, Lakhimpur, thereby corroborating the irregularities noticed during the inspection; and

Whereas, in compliance with Rule 9A of the Assam Services (Discipline and Appeal) Rules, 1964, a copy of the Enquiry Report was furnished to Shri Ainul Haque Mollah vide ECF No. 668860/DFA/1468942 dated 10.11.2025, inviting his representation thereon; and

Whereas, vide representation dated 01.12.2025, Shri Ainul Haque Mollah submitted his objections contending, inter alia, that the findings of the Inquiry Officer were presumptive in nature and that the conclusion holding the charges to be "partially proved" lacked any legal basis; and

Whereas, the Disciplinary Authority has carefully examined the Enquiry Report, the records of the departmental proceeding and the representation submitted by Shri Ainul Haque Mollah and finds that the objections raised by him are devoid of merit and do not warrant any interference with the findings recorded by the Inquiry Officer. The Disciplinary Authority concurs with the findings of the Inquiry Officer that Shri Ainul Haque Mollah failed to exercise the degree of supervision, diligence and administrative control expected of a Block Development Officer in the implementation of the aforesaid MGNREGA scheme, thereby constituting misconduct under Rule 3 of the Assam Civil Services (Conduct) Rules, 1965; and

Whereas, Shri Ainul Haque Mollah retired from Government service on attaining the age of superannuation on 28.02.2026 while serving as Block Development Officer, Borkhola Development Block, Cachar; and

Whereas, upon consideration of the gravity of the misconduct established in the enquiry, the findings of the Inquiry Officer, the representation submitted by Shri Ainul Haque Mollah and all other records of the case, the Disciplinary Authority has decided to dispose of the departmental proceeding by imposing upon Shri Ainul Haque Mollah, Retired Block Development Officer, Borkhola Development Block, Cachar and the then Block Development Officer, Narayanpur Development Block, Lakhimpur, the penalty of withholding one-fourth (1/4th) of his monthly pension for a period of three (3) months under Rule 21(b) of the Assam Services (Pension) Rules, 1969; and

Whereas, the Assam Public Service Commission was consulted in accordance with the provisions of the Assam Services (Pension) Rules, 1969 regarding the proposed penalty, and the Commission concurred with the proposed action vide U.O. Issue No. 1922 dated 11.06.2026.

Now, therefore, the Governor of Assam is pleased to dispose of the departmental proceeding instituted against Shri Ainul Haque Mollah, Retired Block Development Officer, Borkhola Development Block, Cachar and the then Block Development Officer, Narayanpur Development Block, Lakhimpur, by imposing the penalty of withholding one-fourth (1/4th) of his monthly pension for a period of three (3) months under Rule 21(b) of the Assam Services (Pension) Rules, 1969.

It is further ordered that the period during which Shri Ainul Haque Mollah remained under suspension shall be treated as spent on duty for pensionary benefits only, in accordance with the applicable rules.

By order and in the name of the Governor of Assam,

Digitally signed by
BALLEPU KALYAN CHAKRAVARTHY
Addl. Chief Secretary to the Govt. of Assam,
Panchayat and Rural Development Department.
Date: 22-07-2026 11:49:06

Memo ECF No. 668860/PRD(B)/537-A

Dated Dispur, 21-07-2026

Copy to :-

1. The Accountant General (A&E), Assam, Maidamgaon, Beltola, Guwahati - 29.
2. The Commissioner, Panchayat and Rural Development, Assam, Juripar, Panjabari, Guwahati - 37.
3. The District Commissioner, Cachar/Lakhimpur.
4. The Chief Executive Officer, Zilla Parishad, Cachar/Lakhimpur.
5. The Treasury Officer, Bihpuria Sub-Treasury/Silchar Treasury.
6. PS to Addl. Chief Secretary to the Govt. of Assam, Panchayat & Rural Development Department, Dispur for appraisal of Addl. Chief Secretary.
7. Ainul Haque Mollah, Retd. Block Development Officer, Vill-Tatimari, P.O Jaleswar, Dist: Goalpara, Assam for information.

By order etc.,

Digitally signed by
DHARMENDRA KR ROY
Under Secretary to the Govt. of Assam,
Panchayat and Rural Development Department
Date: 22-07-2026
11:49:06