

## THE JAMMU CENTRAL CO-OPERATIVE BANK LTD.

Head Office: Sehkari Bhawan,	Rail Head Complex, Jammu.	Branch:
neau Officer seminary		

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Ref.No. 01.E/ 208/

Dated: | 0 . 00 .2025

## ORDER

Whereas, the case germane its origin from the action accrued to the Bank initially when Mr Nadeem Choudhry the then Branch head of Channi, Jammu reported to HO under No:29 Dated:2<sup>nd</sup> August, 2022 wherein Mr. Nadeem Chowdhary for deputing a team from Head Office to conduct Audit or Inspection of the said branch so that the discrepancy/irregularities as smelled by him may come to picture.

Whereas one of the customers namely M/s Jain Enterprises, who availed of a loan facility with a limit of Rs. 2.00 lacs, exceeded the limit unauthorized. Besides some other limits also exceeded over and above the sanctioned limits including some saving bank accounts.

Whereas, preliminary observations envisaged that the main offender in the act of omission & commission was Mr. Sandeep Singh, who was then working as Peon/ Cashier of Branch Channi Himmat

Whereas the Culprit was called in the Central Office for being heard in person where he tendered his unconditional affidavit dated 11<sup>th</sup> September, 2022 duly notarized owning therein the liability created over him. He also admitted the act of omission & commission in different heads of accounts of said Branch.



Whereas, during the further course of enquiries, it was revealed that Mr. Sandeep Singh also had access to the clearing of cheques. As per his continuing practice, he used to collect the cash & pass the clearing cheques at his own as evidenced by the different complaints filed by the customers.

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Whereas on 29<sup>th</sup> October, 2022, an Interim Report was received by Head Office from the Inspection Team which indicated the extant picture of the branch in shadow nature, while pointing out different discrepancies and anomalies in different heads of accounts.

Whereas resultantly the entire staff of the branch was transferred to different branches on 29<sup>th</sup> October, 2022.

Whereas Mr. Sandeep Singh owning the liability fixed over him submitted eleven cheques from his personal account held with Punjab & Sindh Bank Branch Nanak Nagar Jammu for an amount of Rs.1,28,60,512/- equating the quantum of the misappropriations committed by him in the said branch.

Whereas, the cheques were presented to the drawee bank for payment but all cheques were returned unpaid with a memo of 'insufficient funds' by the drawee bank.

Whereas a letter was issued to Mr. Sandeep Singh under No. 22412 dated 19<sup>th</sup> December, 2022 in which he was directed to deposit the entire amount within three days which he failed to comply.

Whereas a committee was constituted on 20<sup>th</sup> December, 2022 to finalise the observations related with the case covering the period w.e.f. 1<sup>st</sup> April, 2020 to 30<sup>th</sup> November, 2022.

Whereas Mr. Sandeep Singh was placed under Suspension vide H.O. Order No. 9446-49 dated 8<sup>th</sup> July, 2023 and attached thereafter.



Whereas considering the purposive interpretations of different teams, a conciliation meeting was held in Head Office, wherein all the staffers of then Branch Channi Himmat attended the same & recorded their statements.

Whereas, Mr Sandeep Singh assured the bank that he would repay the entire amount embezzled by him within a short period as per the conciliation meeting held on 1<sup>st</sup> September, 2023 duly signed by the team members with due acknowledgement by Mr.Sandeep Singh that he will adjust the amount to other accounts also where he made the irregularities particularly in loan cases allied to him by one way or other.

Whereas upon failure of any positive response from him, the bank filed a complaint before the Hon'ble Court of Learned Sub-Registrar, Jammu on 7<sup>th</sup> February 2023 under Section 138 of the Negotiable Instrument Act which is pending for further course of action against Mr. Sandeep Singh.

Whereas the matter qua was referred by the bank to the Crime Branch of the JK Police under complaint No. 60 dated 12<sup>th</sup> September 2023 for registration of FIR against Mr. Sandeep Singh.

Whereas Mr. Nadeem Chowdhary & Mr.Subhan Aslam were also placed under suspension vide order dated 27<sup>th</sup> March 2024 based on preliminary enquiries justified for further proceedings under service rules of the bank.

Whereas the enquiry report revealed that Mr. Nadeem Chowdhary as Branch Head had failed to perform his duties and also exhibited slackness during his tenure.

Whereas charge sheet was served to both Mr Nadeem Chowdhary and Mr. Subhan Aslam under No. 01.E/208/610-615 Dated 17<sup>th</sup> April, 2024 and No. 01.E/616-621 dated 17<sup>th</sup> April 2024 respectively.



Whereas reply from Mr. Nadeem Chowdhary was received on 23<sup>rd</sup> April, 2024 wherein he denied all the charges levelled against him though admitting that having lack of experience as branch Incharge, he couldn't notice the wrongdoings of Mr. Sandeep Singh who taking advantage of the opportunity siphoned the amount by committing fraud with the bank without any knowledge of the branch head as he used to collect the cash outside the branch from the different parties and was himself passing the cheques over the phone to Head Office for clearing purposes.

Whereas consequent upon receiving an order dated 11<sup>th</sup> September, 2024 issued by the Hon'ble High Court of J&K and Ladakh, Jammu in the case, titled "Nadeem Chowdhary versus Bank vide WP© No. 2216/2024 c/w CM No. 5392/2024, wherein it was ordered to review the impugned suspension order of Mr. Nadeem Chowdhary, a committee was constituted by the bank under the chairmanship of the Executive Manager, which opined that Mr. Nadeem Chowdhary can be reinstated into the Services of the Bank subject to the condition that he should be awarded with the recognized statutory penalty as envisaged in the Service Rules under 11.01.02, 11.01.03, 11.01.04 & 11.02.01 i.e. reduction to lower grade or post to a lower stage in time scale.

Now keeping in view of the above observations, it is hereby ordered that Mr. Nadeem Chowdhary is reinstated with effect from 1<sup>st</sup> February 2025 into the Services duly relegating him by one step in the Post & grade under the existing structure with effect from the date he was placed under suspension having treated the period of suspension as the period to have been spent on duty. The period as such, shall however not qualify for the annual increment as is usually paid to other employees. Provided further that the said official will come up with a declaration duly executed before the 1<sup>st</sup> Class Magistrate that he shall also be bound to repay to the bank any amount or amounts to be fixed as a liability by the bank as an outcome of the court or departmental action. Order of any further posting will be issued separately till then he will remain posted at the existing station. Entry to this effect shall be recorded in his service book.

BY ORDER

Deputy Executive (DEM)