

THE AZAD KASHMIR PUBLIC CONDUCT SCRUTINY
(AMENDMENT) ACT, 1959

(No. V of 1959)

(Government order No. 557/59 Dated 2-11-1959)

Whereas it is necessary to amend the Azad Kashmir Public

Conduct (Scrutiny) Act (II of 1959), it is hereby enacted as follows:-

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416

(i) This Act may be called the Azad Kashmir Public Conduct Scrutiny (Amendment) Act, 1959.

(ii) It shall come into force at once.

The following shall be added as Section 13 of the Azad Kashmir Public Conduct (Scrutiny) Act (II of 1959):

"13.(1) Notwithstanding anything contained to the contrary in any law, rule or order for the time being in force, the following punishments may be imposed upon a person to whom this Act applies if he is found to be corrupt or guilty of conduct contrary to good order or unbecoming his office or employment or inefficient as defined in Rule 2 of the Azad Kashmir Public Conduct (Scrutiny) Rules, 1959, by the appointing authority or by an authority not subordinate to that by which he was appointed :-

(a) Censure.

(b) Fine not exceeding one month's pay.

(c) Withholding of increments or promotion including stoppage at an efficiency bar.

(d) Reduction to a lower post or time-scale or to a lower stage in a time scale.

(e) Recovery from pay of the whole or part of any pecuniary loss caused to Government by negligence or breach of orders.

(f) Suspension.

(g) Compulsory retirement before attainment of the age of

superannuation.

(h) Removal from the Service of the State, which does not disqualify from future employment.

(i) Dismissal from the service of the State which ordinarily disqualifies from future employment.

Explanation :-

The discharge: -

(i) of a person appointed on probation, during the period of probation ;

(ii) of a person appointed otherwise than under contract to hold a temporary appointment on the expiration of the period of the appointment ;

(ii) of a person engaged under contract in accordance with the terms of his contract; does not amount to removal or dismissal within the meaning of this Section.

(2) Any person liable to be compulsorily retired for any cause

mentioned in sub-section (1) may be retired on such pension (if any) as may be admissible to him proportionate or otherwise.