



DECISION

Complaint No.	:	POS/2415/2021/HYD/100
Name and address of the complainant	:	Mr. Waqar Ahmed Rind & two others, R/o House No. 142, Abbas Bhai Colony, Massan Road, Tando Allahyar, District Tando Allahyar.
Name of the Agency Complained against	:	Executive Engineer Irrigation, Nasir Division, Hyderabad
Name & Designation of Investigating Officer	:	Abdul Wahab Memon, Consultant / Regional Director, Regional Office, Hyderabad.
Vetted by	:	Muhammad Naseer Jamali, Advisor-N
Subject	:	COMPLAINT AGAINST EXECUTIVE ENGINEER IRRIGATION NASIR DIVISION ALLEGING SHORTAGE OF IRRIGATION WATER AT THE TAIL-END OF GHARIB MINOR DUE TO MALPRACTICES OF THE AGENCY

Complaint

Mr. Waqar Ahmed Rind and others filed a joint complaint dated 26.04.2021 wherein they alleged shortage of irrigation water at the tail-end of Water Course No. 10-A-R, Gharib minor due to tampering of water courses in connivance of officials of Irrigation Department. They approached the concerned authority for supply of adequate water at the tail-end of Gharib minor but to no avail. Aggrieved by that, they solicited intervention of this Institution.

Proceedings

2. The case was admitted u/s 10 (3) of the Establishment of the office of Ombudsman for the Province of Sindh Act, 1991 (amended up to date), after receiving mandatory Affidavit on Form "A" and other relevant documents and by condoning the delay.
3. This office issued notice dated 11.06.2021 to the Superintending Engineer Irrigation, Rohri Canal Circle, Hyderabad and the Executive Engineer Irrigation, Nasir Division, Hyderabad for report, followed by reminders and hearings.
4. The case was heard on various dates, attended by the complainant and Assistant Executive Engineer Irrigation, Tando Allahyar Sub-Division who submitted report dated 07.12.2021 that he visited the Gharib Distry from its head to tail and found that the Water Course 10-AR was operating in full capacity and tail-end abadgars had cultivated the crops. However, the complainant informed that the tail-end khatedars are facing shortage of irrigation water during kharif season from April to August every year. The Assistant Executive Engineer, Tando Allahyar vide subsequent report dated 24.06.2022 informed that the water supply is adversely affected when there is a shortage of water in river Indus, mostly from April to August.

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5. This office issued a letter dated 07.08.2023 to the Assistant Executive Engineer Irrigation and Mukhtiarkar, Taluka Chamber for submission of cultivation figures of lands of the complainants. In response, the Mukhtiarkar Chamber informed vide letter dated 18.08.2023 that the father of the complainant owns 23.01 acres land out of which 11 acres was under cultivation during Kharif season-2023.

6. The report of the agency was sent to the complainant for rejoinder vide letter dated 04.09.2023, followed by reminders. The complainant appeared before Investigating Officer Hyderabad on 23.09.2024 and he requested that the agency should be advised to supply irrigation water as per design capacity at the tail-end of Gharib minor.

Findings

7. The agency admitted the shortage of irrigation water during Kharif season from April to August due to low flow of water in Indus River.

Decision

8. In view of the above and in exercise of powers vested in me under section 11 of Establishment of the office of the Ombudsman for the Province of Sindh Act, 1991 (amended upto date), I, hereby direct the Secretary, Irrigation Department to ensure supply of irrigation water at the tail-end of Gharib minor of Nasir Irrigation Division by ensuring merit-based and transparent distribution of available irrigation water for minor/distributaries.

Given under my hand and seal of the office



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(MUHAMMAD SOHAIL RAJPUT)
Sitara-e-Imtiaz, PAS
Ombudsman Sindh

Karachi, dated 20th November, 2024