

Government of Jammu and Kashmir
Health & Medical Education Department

Civil Secretariat, Jammu.

Subject: Settlement of pension case and its allied issues in respect of Dr. Vijay Kumar Gandotra (Retired).

- Ref:**
- i. No. Est/3/1-133/5082-83 dated 19-12-2015 & No. Est/3/1-133/612 dated 19-02-2020, from Director, Health Services, Kashmir.
 - ii. No. Accts/MigPF/06-II/404 dated 18-11-2015 from Director, Health Services Jammu.
 - iii. No.GAD/Accts/Pension case/HD/2015-16 dated 06-01-2017 from General Administration Department.

Government Order No: 904 -JK(HME) of 2020
Dated: 17-12-2020

WHEREAS, perusal/examination of the available documents viz duplicate service book, communications of Directorate of Health Services, Jammu dated 18-11-2015 as well as Directorate of Health Services, Kashmir dated 19-12-2015 revealed that Dr. Vijay Kumar Gandotra was appointed as Assistant Surgeon (now Medical Officer) in the then Medical Department vide Order issued by the Director Health Services, J&K under endorsement No. EST-I-133/1719-29 dated 19-04-1968 read with Government Order No.308-MD/G of 1968 dated 12-07-1968;

AND WHEREAS, subsequently in pursuance of Government Order No. 396-MD of 1975 dated 26-12-1975, the doctor was appointed as B-Grade Specialist (now Consultant) and has joined on 01-05-1976 at his new place of posting i.e DH Kathua;

AND WHEREAS, in terms of Government Order No. 67-MD/1987 dated 05-02-1987, the doctor has been relieved from his place of posting i.e MMAB Memorial Hospital Anantnag on 16-02-1987 with the directions to report Medical Superintendent, JLNM Hospital Rainawari Srinagar;

AND WHEREAS, the concerned doctor has joined in JLNM Hospital Rainawari Srinagar on 17-02-1987;

AND WHEREAS, in the meantime, he has been appointed as A-Grade Specialist vide Government Order No. 204-HD of 1987 dated 08-07-1987;

AND WHEREAS, vide Government Order No. 275-HD of 1987 dated 18-08-1987 he has been transferred from JLNM Hospital Rainawari to DH Baramulla as A-Grade Eye Specialist and has been relieved by MS JLNM Hospital Rainawari on 19-08-1987.

AND WHEREAS, the concerned doctor has joined DH Baramulla on 20-08-1987;

AND WHEREAS, the service verification entry for the period he worked in JLNM Hospital Rainawari w.e.f 16-02-1987 to 19-08-1987 has not been recorded in his duplicate service book due to the fact that he had not been paid salary during that period which has been clarified by the Medical Superintendent, JLNM Rainawari as well as Director, Health Services, Kashmir vide his communication dated 19-12-2015. Besides, no GP Fund details have been collaborated with the official records of JLNM Hospital Rainawari & Fund Office Srinagar;

AND WHEREAS, the doctor is having unsettled period of absence w.e.f 28-08-1987 to 13-03-1988 & 01-02-1989 to 13-02-1989, resulting unrecorded service verification entries for the said periods in his duplicate service book;

AND WHEREAS, finally, the concerned doctor retired on superannuation w.e.f 28-02-2002 and his pension case remained unsettled due to incomplete entries in his service book.

AND WHEREAS, the issue with regard to settlement of the intervening period was examined in consultation with Director Finance, Health and Medical Education Department (Chairman, Departmental Designated Committee) and the Department while taking considerate view in the decades old unsettled pension case, decided to:-

- i. Treat the period spent by Dr. Vijay Kumar Gandotra (Retired) in JLNM Hospital Rainawari Srinagar w.e.f **16-02-1987 to 19-08-1987** as leave whatever kind due but shall be without pay & allowances and remaining period of shortfall be treated as Dies Non.
- ii. Treat unsettled periods of absence in respect of Dr. Vijay Kumar Gandotra (Retired) w.e.f **20-08-1987 to 13-03-1988** and **01-02-1989 to 13-02-1989** as leave whatever kind due and remaining period of shortfall be treated as Dies Non.
- iii. Treat the period spent by Dr. Vijay Kumar Gandotra (Retired) in JLNM Hospital Rainawari Srinagar, for which he has not been paid salary, w.e.f **16-02-1987 to 19-08-1987**, as no credit/no debit for purpose of the issue of GP Fund.
- iv. However, this shall be subject to the following conditions:-
 - a. that the said retired doctor was not involved in any subversive activities as well as was not employed in any Govt./private sector and no departmental enquiry was/is pending against him.
 - b. That he has not credited/debited any amount in respect of his GP Fund account during the period w.e.f 16-02-1987 to 19-08-1987.





- c. That in case any outstanding or misrepresentation of facts come to the notice of the department at any stage, the retiree shall be liable for any action under law.
- d. In support to the aforesaid conditions, retired doctor shall submit an affidavit duly authenticated by the 1st Class Judicial Magistrate to the concerned HoD/DDO.

Now, therefore, sanction is hereby accorded to:-

- i. Treat the period spent by Dr. Vijay Kumar Gandotra (Retired) in JLN Hospital Rainawari Srinagar w.e.f **16.02.1987 to 19.08.1987**, as leave whatever kind due but shall be without pay & allowances and remaining period of shortfall be treated as Dies Non.
- ii. Treat unsettled periods of absence in respect of Dr. Vijay Kumar Gandotra (Retired) w.e.f **20.08.1987 to 13.03.1988** and **01.02.1989 to 13.02.1989** as leave whatever kind due and remaining period of shortfall be treated as Dies Non.
- iii. Treat the period spent by Dr. Vijay Kumar Gandotra (Retired) in JLN Hospital Rainawari Srinagar, for which he has not been paid salary, w.e.f **16.02.1987 to 19.08.1987**, as no credit/no debit for purpose of the issue of GP Fund.

However, the aforesaid three decisions shall be subject to the following conditions:-

- a. that the said retired doctor was not involved in any subversive activities as well as was not employed in any Govt./private sector and no departmental enquiry was/is pending against him.
- b. That he has not credited/debited any amount in respect of his GP Fund account during the period w.e.f 16.02.1987 to 19.08.1987.
- c. That in case any outstanding or misrepresentation of facts come to the notice of the department at any stage, the retiree shall be liable for any action under law.
- d. In support to the aforesaid conditions, retired doctor shall submit an affidavit duly authenticated by the 1st Class Judicial Magistrate to the concerned HoD/DDO.

By order of the Government of Jammu & Kashmir.

Sd/-

(Atal Dulloo) IAS

Financial Commissioner

Health and Medical Education Department

Dated:17-12-2020

No. HD/Gaz/Gen/193/2015

Copy to the:-

1. Principal Secretary to the Lieutenant Governor.
2. Joint Secretary (J&K), Ministry of Home Affairs, Government of India, New Delhi.
3. Accountant General, J&K.
4. Director Finance, Health & Medical Education Department.
5. Director, Health Services, Kashmir.

6. Director, Health Services, Jammu.
7. OSD with Advisor (B) to Lieutenant Governor.
8. Director, Archives, Archaeology & Museums, J&K, Jammu.
9. Concerned.
10. Private Secretary to the Financial Commissioner, Health and Medical Education Department.
11. I/C Website, Health and Medical Education Department.
12. Government Order file/Stock file.


 (Mohammad Iqbal Lone)

Under Secretary to the Government
 Health & Medical Education Department



However, the attached form shall be subject to the following conditions:-
 1. That the said person shall not be employed in any other capacity and no departmental enquiry will be pending against him.
 2. That he has not received/declined any amount in respect of his CP Fund account during the period 1.1.2017 to 31.12.2017.
 3. That if there are any outstanding or misappropriation of dues owing to the credit of the department at any stage, the same shall be paid for by the said person.
 4. In addition to the attached conditions, the said person shall be subject to all other rules and regulations applicable to the Government of Jammu & Kashmir.

Health and Medical Education Department
 Jammu

No. HME/Gen/17/2020
 Copy to be:-

1. Director, Health Services, Jammu.
2. Joint Secretary (CP Fund) Health and Medical Education Department, Government of Jammu & Kashmir.
3. Joint Secretary (CP Fund) Health and Medical Education Department, Government of Jammu & Kashmir.
4. Director, Health Services, Jammu.
5. Director, Health Services, Jammu.

