

Government of Jammu and Kashmir  
Health & Medical Education Department  
Civil Secretariat, J&K, Jammu.

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Subject: Enquiry against Dr. Liaquat Ali Khan, Dental Surgeon - dropping of charges leveled thereof.

- Ref: i No:DHSJ/ES-3/5025/1759 dated 26-07-2019 from Directorate of Health Services, Jammu.  
ii. Orders of Hon'ble High Court in SWP No.478/2018, MP No.1/2018 dated 15.03.2018.  
iii. No. CBJ/Clt/2019/512/12709 dated 30-05-2019 from Crime Branch, Jammu.  
iv. No. Dir(Coord)Jammu/2019-20/575 dated 07-02-2020 from Director (Coordination), New GMC's J&K.

**Government Order No: 418 -JK(HME) of 2020**  
**Dated: 30 -04- 2020**

WHEREAS, Dr. Liaquat Ali Khan, Dental Surgeon had been placed under suspension by the Directorate of Health Services, Jammu vide order dated 10.03.2018 on account of obtaining loan from J&K Bank, Ploura, Jammu by submitting fake/forged documents from Health Services, Department and was attached in the Government Hospital, Gandhi Nagar, Jammu;

AND WHEREAS, the aforesaid doctor filed SWP No: 478/2018, MP No: 1/2018 titled Liaquat Ali Khan Vs State & Ors, and the Hon'ble Court passed interim directions dated 14-03-2018 in the aforesaid case as under:-

*".....MP No.1/2018*

*Notice for objections. While considering this case, on the strength of material available or the records, coupled with the submission made, case for indulgence is made out, therefore, operation of the impugned order dated 10-03-2018 shall remain in abeyance till next date before the bench."*

AND WHEREAS, the case was referred to Crime Branch, Jammu by the Directorate of Health Services, Jammu for lodging of FIR for further investigations with regard to obtaining loan on fake/forged documents. However, Crime Branch Jammu vide communication No: CBJ/Clt/2019/512/12709 dated 30-05-2019 has conveyed as under:-

*".....the complaint does not fall under the ambit of SRO-202, the matter has been closed and consigned to record with approval of Crime Headquarters."*

AND WHEREAS, neither any show cause notice nor any chargesheet had been served to Dr. Liaquat Ali. Besides, suspension order dated 10-03-2018 issued by



the then Director Health Services, Jammu has been kept in abeyance by the Hon'ble High Court by virtue of order dated 14-03-2018. Although, as per the certificate issued by J&K Bank Branch Ploura vide their No: JKB/Plo/18 dated 16-10-2018 the Personal Consumption Loan bearing account No: 0538265300000875, allowed in favour of said doctor stands adjusted and there is nothing outstanding against his account;

AND WHEREAS, vide communication No. HD/Gaz/Gen/69/2019 dated 26.12.2019, charges were framed against Dr. Liaquat Ali Khan, Dental Surgeon and Memorandum, Statement of Article of Charges alongwith Statement of Imputation were served to the said doctor for submitting his written statement of defence to the Government in Health & Medical Education Department within 15 days;

AND WHEREAS, vide application dated 29th December, 2019, Dr. Liaquat Ali Khan, Dental Surgeon submitted his reply to Administrative Department in response to the charges leveled/served upon him;

AND WHEREAS, vide Government Order No. 66-JK(HME) of 2020 dated 17.01.2020, Dr. Yashpal Sharma, Director Coordination, New GMC's was appointed as Inquiry Officer to enquire into the charges leveled/framed against Dr. Liaquat Ali Khan, Dental Surgeon, presently attached in the Government Hospital, Gandhi Nagar, Jammu. Besides, Mr. Rajesh Verma, C.H.O dealing with legal matters in the Directorate of Health Services, Jammu was appointed as Presenting Officer;

AND WHEREAS, the Inquiry Officer after conducting the detailed enquiry in the matter has furnished the detailed report vide No. Dir/Coord/Jammu/2019-20/575 dated 07-02-2020 wherein it has been stated that it is difficult to establish the charges framed against the doctor. Further, it has also been recommended that in order to give the benefit of doubt, the Health & Medical Education Department may take a lenient view and exonerate the doctor from the charges leveled against him;

AND WHEREAS, the case file was again examined in the department, in pursuance of enquiry report, Orders of Hon'ble High Court in SWP No.478/2018, MP No.1/2018 dated 15.03.2018 and report of Crime Branch, Jammu and it was found that the charges leveled against Dr. Liaquat Ali Khan, Dental Surgeon were not substantiated and as such the same needs to be dropped.

Now therefore, in pursuance of the enquiry report submitted by the Inquiry Officer, vide No. Dir/Coord/Jammu/2019-20/575 dated 07-02-2020 it is hereby ordered that:

- a)** charges leveled against Dr. Liaquat Ali Khan, Dental Surgeon presently attached in the Government Hospital, Gandhi Nagar, Jammu served upon him vide Chargesheet (comprising of Memorandum, Statement of Article of charges and Statement of Imputation of Misconduct) bearing No. HD/Gaz/Gen/69/2019 dated 26-12-2019 are dropped.

- b)** Dr. Liaquat Ali Khan, Dental Surgeon (petitioner) is reinstated with immediate effect and in the interest of health and patient care, he is posted in CHC Kandi, Rajouri being rural/peripheral area against an available vacancy.
- c)** Period of suspension w.e.f 10.03.2018 till reinstatement of Dr. Liaquat Ali Khan, Dental Surgeon is treated as on duty subject to condition that he has regular attendance in the present place of attachment i.e. Government Hospital, Gandhi Nagar, Jammu which shall be certified by the concerned controlling officer.

By order of the Government of Jammu and Kashmir.

Sd/-  
**(Atal Dulloo) IAS**

Financial Commissioner  
Health and Medical Education Department

Dated:30-04-2020

No. HD/Gaz/Gen/69/2019

Copy to the:-

1. Principal Secretary to the Hon'ble Lieutenant Governor, J&K.
2. Joint Secretary (J&K), Ministry of Home Affairs, Government of India, New Delhi.
3. Director Health Services, Jammu.
4. Director, Archives, Archeology & Museums, J&K.
5. OSD with Advisor (B) to Hon'ble Lieutenant Governor, J&K.
6. Additional Secretary (Legal), H&ME Department.
7. Additional Advocate General, High Court of J&K.
8. Concerned doctor.
9. Private Secretary to the Financial Commissioner, Health and Medical Education Department.
10. Government Order file/Stock file/ I/C Website H&ME.

  
**(Mohammad Abdullah)**

Under Secretary to the Government  
Health & Medical Education Department



