

**Government of Jammu and Kashmir  
Health and Medical Education Department  
Civil Secretariat, Jammu.**

Subject: Contempt No.332 of 2015 in SWP No.2188/15 titled Dr. Anjum Mirza vs. Dr. Mandeep Bhandari & ors.

Government Order No: 800 -HME of 2015  
D a t e d : 18 - 12 - 2015

Whereas, Dr. Anjum Mirza (petitioner), I/c Medical Superintendent, Govt. Rajiv Gandhi Hospital, Gangyal was directed by Director Health Services, Jammu to report to Chief Medical Officer Jammu for further duties vide order No.ES-3/1314-16 dated:27-07-2015;

And whereas, vide another order issued by the Director Health Services Jammu bearing no. 437-G of 2015 dated:12-8-2015, Dr. Neeta Singh, I/C BMO Marh was transferred and posted as I/C Medical Superintendent, Rajiv Gandhi Hospital Gangyal and this order of Director Health Services Jammu was confirmed by the Government vide Government order No.320-HME of 2015 dated:13-08-2015;

And whereas, Dr. Anjum Mirza (Petitioner) being aggrieved of order issued by the Director Health Services, Jammu and confirmed by the Government filed a petition in the Hon'ble High Court of J&K in SWP No.2188/2015 in case titled Dr. Anjum Mirza vs. Commissioner/Secretary to Government, Health Department and Hon'ble High Court was pleased to issue the following directions:

***"Order No.ES-3/1314-16 dated:27-07-2015 has been issued by the Director Health Services, Jammu directing the petitioner to report to Chief Medical Officer, Jammu and in her place Dr. Deepak Kumar (MHA) Medical Officer from Govt. Hospital Gandhi Nagar, Jammu has been directed to look after the work of Govt. Rajiv Gandhi Hospital, Gangyal.***

***Reference has been made to an earlier order dated:28-01-2014 which has been issued by the Deputy Secretary to Govt., Health & Medical Education Department, by which the petitioner had been transferred as I/c Medical Superintendent Rajiv Gandhi Hospital, Gangyal.***

***Issue notice, returnable within three weeks.***

***Subject to objections and till next date of hearing the impugned order dated:27-07-2015 shall remain stayed.***

***List in the week commencing 24-08-2015."***

And whereas, Hon'ble High Court also initiated Contempt proceedings vide Contempt SWP No.332 of 2015 on the grounds that the order no. 437-G of 2015 dated:12-8-2015 issued by the Director Health Services, Jammu and confirmed vide Government

order No.320-HME of 2015 dated:13-08-2015 were issued in violation of court directions as Hon'ble Court has stayed the transfer of the petitioner;

And whereas, the petitioner submits that she continued working as I/c Medical Superintendent in Govt. Rajiv Gandhi Hospital Gangyal but one Dr. Deepak Kumar, Medical Officer tried to forcibly occupy the seat of the petitioner which the petitioner did not allow. The petitioner gave attested photocopy of the order passed by the Hon'ble High Court to the respondent no.2 and also to the said Dr. Deepak Kumar on 05<sup>th</sup> of August, 2015;

And whereas, the petitioner submits that she has submitted the registered envelope in the registry to be served upon the contemnors and the order passed by the Hon'ble Court must have been received by the contemnors from the registry of the Hon'ble Court before 10<sup>th</sup> of August, 2015;

And whereas, the case has been examined in view of the court directions and it has been decided to keep Government order No.320-HME of 2015 dated:13-08-2015 in abeyance by virtue of which posting of Dr. Neeta Singh, I/c Block Medical Officer, Marh as I/c Medical Superintendent, Govt. Rajiv Gandhi Hospital, Gangyal ordered by Director Health Services Jammu vide order No.437 G of 2015 dated:12-08-2015 was confirmed;

Now, therefore, Government order No.320-HME of 2015 dated:13-08-2015, whereby posting of Dr. Neeta Singh, I/c Block Medical Officer, Marh as I/c Medical Superintendent, Govt. Rajiv Gandhi Hospital, Gangyal ordered by Director Health Services Jammu vide order No.437 G of 2015 dated:12-08-2015 was confirmed, is hereby kept in abeyance till further orders/disposal of writ petition.

**By order of the Government of Jammu and Kashmir.**

**Sd/-**

(Dr. M.K. Bhandari) IAS  
Secretary to Government,  
Health and Medical Education Department

Dated: 18 - 12- 2015

No.HD/Legal/Gaz/MR-251/2015-A

Copy to the:-

1. Director Health Services, Jammu.
2. OSD with Hon'ble Minister for Health and Medical Education.
3. PS to Hon'ble Minister of State for Health.
4. PS to Secretary to Government, Health and Medical Education Department.
5. Doctor concerned.
6. Government Order file/Stock file/Monday Return.

(Pooja Rasgotra)

Under Secretary to Government  
Health and Medical Education Department