



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

Subject: Appointment of Medical Officers in the J&K Health & Family Welfare Department against the newly created 371 posts of Medical Officers for New Type Primary Health Centres (NTPHCs) created vide Government Order No:585-HME of 2014 dated 17-10-2014 - Cancellation of appointment and operating of waiting list thereof.

- Ref:** i. No:PSC/DR/Medical Officer/Health/2017 dated 08-02-2018 read with No. PSC/DR/Medical Officer/Health/2017 dated 07-03-2018 and PSC/DR/MO Health/05/2017 dated: 25-03-2019 from J&K Public Service Commission.
ii. No.Est/3/1-133/6136 dated 03-01-2019 from Directorate of Health Services Kashmir and No.DHS-J/ES-3/App/3126 dated 24-12-2018 from Directorate of Health Services, Jammu.

Government Order No: 426 -HME of 2019
Dated: 15.04.2019

WHEREAS, the J&K Public Service Commission vide communication No.PSC/DR/Medical Officer/Health/2017 dated 08.02.2018 read with No. PSC/DR/Medical Officer/Health/2017 dated 07.03.2018 forwarded the selection list of 371 candidates for the post of Medical Officers advertised vide Advertisement Notice No.01-PSC (DR-P) of 2017, dated 27.03.2017;

AND WHEREAS, the formal appointment orders were issued by Health & Medical Education Department vide Government Order No. 333-HME of 2018 dated 29.05.2018 in respect of the selected candidates with the directions to report to Directorate of Health Services, Jammu/Kashmir as the case may be. The appointees were required to report in the respective Department within a period of 21 days from the date of issue of the order failing which their appointment was deemed to have been cancelled without any further notice;

AND WHEREAS, vide communications No. Est/3/1-133/6136 dated 03.01.2019 from Director, Health Services, Kashmir & No.DHS-J/ES-3/App/3126 dated 24.12.2018 from Director Health Services, Jammu have intimated that the following five candidates who were appointed as Medical Officer vide Government Order No. 333-HME of 2018 dated 29.05.2018 have not joined in the Directorate of Health Services, Jammu/Kashmir:-

S. No	Name of candidate with address	Serial number of the appointment order	Category	Remarks
01	Mehnaz Rashid D/o Abdul Rashid Shalyari R/o 36 B Chinkral Muhalla Haba Kadal	51	OM	Was supposed to report Directorate of Health Services, Kashmir.
02	Yuman Kawoos S/o Junaid Ahmad Kawoos R/o Umar Colony Saderbal	151	OM	- do-
03	Thinles Angmo D/o Soonam Dorjey	17	ST	-do-

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	R/oDanbochanpa Khaltse			
04	Tonyot Gallson S/o Punchok Tsering R/o Chopa Hinju Wanla Khaltsi	30	ST	-do-
05	Dr. Akash Kumar S/o Yash Paul R/o Vil Rajwal Kaleeth Tehsil Akhnoor	06	SC	Was supposed to report Directorate of Health Services, Jammu.

AND WHEREAS, the matter was examined and it was found that the issue of being appointment in Government Service warrants reasonable opportunity to be given to above said candidates;

AND WHEREAS, vide this department's Notice dated 28.01.2019 issued under endorsement No. HD/Gaz/TF-11/2018, following five appointee(s), who had not reported for joining in the Directorate of Health Services, Jammu/Kashmir in pursuance of Government Order No. 333-HME of 2018 dated 29.05.2018, were once again directed to report to the Directorate of Health Services, Jammu/Kashmir giving reasonable justifications alongwith documentary evidence for delay, within a period of 07 days from the date of issuance of this notice, failing which their appointment as Medical Officer in Health Department shall be deemed to have been cancelled ab-initio and operation of the waiting list shall be considered without any further notice:-

S. No	Name of candidate with address	Serial number of the appointment order	Category
01	Mehnaz Rashid D/o Abdul Rashid Shalyari R/o 36 B Chinkral Muhalla Haba Kadal	51	OM
02	Yuman Kawoos S/o Junaid Ahmad Kawoos R/o Umar Colony Saderbal	151	OM
03	Thinles Angmo D/o Soonam Dorjey R/oDanbochanpa Khaltse	17	ST
04	Tonyot Gallson S/o Punchok Tsering R/o Chopa Hinju Wanla Khaltsi	30	ST
05	Dr. Akash Kumar S/o Yash Paul R/o Vil Rajwal Kaleeth Tehsil Akhnoor	06	SC

AND WHEREAS, as reported by the Director, Health Services, Kashmir the following 03 Medical Officers had reported to the Directorate of Health Services, Kashmir within the prescribed time of seven days, in pursuance of final notice issued by the Administrative Department :-

S. No	Name of candidate with address	Serial number of the appointment order	Category
01	Yuman Kawoos S/o Junaid Ahmad Kawoos R/o Umar Colony Saderbal	151	OM
02	Thinles Angmo D/o Soonam Dorjey R/oDanbochanpa Khaltse	17	ST
03	Tonyot Gallson S/o Punchok Tsering R/o Chopa Hinju Wanla Khaltsi	30	ST

AND WHEREAS, the Directorate of Health Services, Kashmir/Jammu has also reported that the following two Medical Officers have not joined within the prescribed time:-

S. No	Name of candidate with address	Serial number of the appointment order	Category
01	Mehnaz Rashid D/o Abdul Rashid Shalyari R/o 36 B Chinkral Muhalla Haba Kadal	51	OM
02	Dr. Akash Kumar S/o Yash Paul R/o Vil Rajwal Kaleeth Tehsil Akhnoor	06	SC

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AND WHEREAS, Dr. Mohamad Ayoub Wani, who is figuring in the waiting list at S.No. 01 (OM Category) had filed SWP No.2438/2018, IA 01/2018 titled Mohammad Ayoub Wani and Ors Vs State of J&K and Ors in the Hon'ble High Court of J&K whereunder the Hon'ble High Court vide order dated 16.10.2018 directed as under:-

"in the meantime, the petitioners' claim with reference to their appointment as being in the waiting list, against the non-joining of the 8 candidates numbering more than ten shall be considered in accordance with the rules. Respondents shall also apprise the court about the status of the joining of the appointed candidates on the next date hearing"

AND WHEREAS, In the meantime, petitioner has filed contempt petition No. 636/2018 in SWP No. 2438/2018 titled Mohammad Ayoub Wani and Ors Vs Mr. Hilal Ahmad Parray

AND WHEREAS, the Secretary, J&K Public Service Commission vide letter No. PSC/DR/Medical Officer/Health/2017 dated 08.02.2018 has already provided waiting list of the Medical officer, wherein the PSC has mentioned that the recommendations will remain valid for a period of one year from the communication sent to the Government. The validity period of one year can, however, be extended for a further period of six months on specific request of the Government, if request for such extension is made before the expiry of validity of the panel as per J&K Public Service (Business and Procedure) Rule, 1980 as amended from time to time.

AND WHEREAS, the waiting list of the aforesaid selection list of Medical Officers could not be processed/operated earlier as there was another important issue regarding extension of joining time in respect of those Medical Officers who were/are undergoing PG Courses/Registrarship/ Demonstratorship etc which aspect was being examined in consultation with GAD for consideration/approval of State Administrative Council (SAC). The SAC conveyed its approval vide Decision No:137/19/2018 dated 14-11-2018, for grant of extension in joining time of aforesaid Medical Officers. Accordingly, the H&ME Department vide Government Order No: 630-HME of 2018 dated 20-11-2018 settled the extension of joining issue in respect of 254 Medical Officers;

AND WHEREAS, the matter was taken up with the J&K PSC for grant of extension in the validity period of one year in respect of select list of Medical Officers alongwith its waiting list conveyed vide communication No.PSC/DR/Medical Officer/Health/2017 dated 08.02.2018 read with No. PSC/DR/Medical Officer/Health/2017 dated 07.03.2018 advertised vide Advertisement Notice No.01-PSC (DR-P) of 2017, dated 27.03.2017, by a further period of six months, so that waiting list is operated at the earliest.

AND WHEREAS, the J&K PSC vide their communication PSC/DR/MO Health/05/2017 dated 25-03-2019 conveyed the recommendations of the J&K Public Service Commission to the extension in the validity period of one year in respect of select list of Medical Officers alongwith its waiting list by a period of six months.



Now therefore, pursuant to facts & circumstances, sanction is hereby accorded to the:-

- I. Cancellation of appointment in respect of the following two Medical Officers ab-initio ordered vide Government Order No. 333-HME of 2018 dated 29.05.2018:-

S. No	Name of candidate with address	Serial number of the appointment order	Category
01	Mehnaz Rashid D/o Abdul Rashid Shalyari R/o 36 B Chinkral Muhalla Haha Kadal	51	OM
02	Dr. Akash Kumar S/o Yash Paul R/o Vil Rajwal Kaleeth Tehsil Akhnoor	06	SC

- II. Acceptance of joining in respect of the following three doctors who were given final notice shall be examined & decided separately in consultation with Directorate of Health Services, Kashmir after going through reasonable documentary evidence alongwith specific recommendations to be furnished by Directorate of Health Services, Kashmir:-

S. No	Name of candidate with address	Serial number of the appointment order	Category
01	Yuman Kawoos S/o Junaid Ahmad Kawoos R/o Umar Colony Saderbal	151	OM
02	Thinles Angmo D/o Soonam Dorje R/o Danbochanpa Khaltse	17	ST
03	Tonyot Gallson S/o Punchok Tsering R/o Chopu Hinju Wanla Khaltse	30	ST

- III. Operation of waiting list for temporary appointment of the two Medical officers (who are figuring in the waiting list furnished by the Public Service Commission) under OM=01 & SC=01, accrued due to the non joining of the appointees.

- IV. Temporary appointment of following two waiting list candidates on the basis of recommendations of J&K PSC and order dated 16.10.2018 passed by the Hon'ble High Court in SWP No.2438/2018, IA 01/2018 as Medical Officers in the Pay Scale of Rs.9300-34800 with Grade Pay of Rs. 5400/- (Pre revised) in the J&K Health & Family Welfare (Gazetted) Service with immediate effect:-

S. No	Name of candidate with address	Serial number of the waiting list	Category	Report to
01.	MOHAMAD AYOUB WANI, S/O ABDUL SAMAD WANI R/O 52 WANI ABAD CHECK KAWOOSA NARBAL	01	OM	Director Health Services Kashmir
03	LALIT KUMAR S/O KINDA LAL R/O VILL. KOTLI SHAH DOULARS PURA JAMMU	01	SC	Director Health Services Jammu

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The above two appointments shall be subject to the following terms and conditions:-

- A. The appointees shall report in the Directorate of Health Services, Kashmir/Jammu respectively within a period of 21 days from the date of issuance of this order and in case of failure of appointees to join within the stipulated period, their appointment shall be deemed to have been cancelled ab-initio without any further notice;
- B. The appointees shall be allowed to join only on production of the below mentioned certificates in original to be verified subsequently by the Directorate of Health Services, Kashmir/Jammu:
- Academic/Professional eligibility qualification certificates.
 - Internship completion certificate from any recognized institution.
 - State/Central Registration Certificate.
 - Permanent Resident Certificate.
 - Certificates from the concerned authorities to the effect that no loan under self employment scheme has been taken by the appointee.
 - Relevant category certificates (in case of candidates belonging to reserved categories).
 - Date of Birth Certificate.
 - Medical Fitness Certificate;
 - Any other certificates/documents as required under rules/norms.
- C. The appointee(s) shall give an undertaking duly attested by the First Class Judicial Magistrate in the shape of an affidavit to the effect that in case adverse report about his character and antecedents is received from Inspector General of Police, (CID), J&K to whom a reference shall be made by the Directorate of Health Services, Kashmir/Jammu, the candidate(s) shall have no right to claim his appointment as Medical Officer and their appointment as such shall be deemed to have been cancelled ab-initio without further notice.
- D. If on verification, the certificate(S) produced by the appointee(s) are proved to be fake or forged, the appointment shall be deemed to have been cancelled ab-initio without further notice.
- E. The salary of the appointee(s) shall not be drawn and disbursed to him unless the satisfactory reports in respect of (C) and (D) above are received in his/her favour.
- F. The appointee(s) shall be on probation for a period of two years as per the Jammu and Kashmir Health and Family Welfare (Gazetted) Service Recruitment Rules, 2013 and confirmation in the service shall be regulated under the provisions of the J&K Civil Services (Classification, Control and Appeal) Rules, 1956.
- G. The inter-seniority of the appointees(s) shall be strictly as per their merit in the select list.
- H. The appointment of the said candidates shall be governed by the "New Pension Scheme" as per SRO 400 of 2009 dated 24.12.2009.
- I. The appointee(s) shall not be allowed to continue with PG/Tenure of Senior Residency/Registrarship/Demonstratorship etc and shall have only one choice either to opt for appointment of Opt out and go for PG/Tenures of Senior Residency/Registrarship/Demonstratorship etc.
- J. The appointment of the candidates shall be subject to the outcome of the writ petition(s), if any, pending adjudication before any Competent Court.

By order of the Government of Jammu & Kashmir.

Sd/-

(Atal Dulloo) IAS

Principal Secretary to the Government
Health & Medical Education Department

Dated:- 15-04-2019

No. HD/Gaz/Gen/11/2018





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Copy to the:-

1. Ld. Advocate General, J&K.
2. Secretary, J&K Public Service Commission, Jammu.
3. Director, Health Services, Jammu.
4. Director, Health Services, Kashmir.
5. Direction Information, J&K Jammu. He is requested to give wide publicity to the Order.
6. Director, Archives, Archaeology & Museums, J&K, Jammu.
7. OSD to Advisor(K) to Hon'ble Governor.
8. Concerned officer.
9. Private Secretary to Principal Secretary to the Government, Health & Medical Education Department.
10. I/C Website Health & Medical Education Department.
11. Government Order File/Stock File.

M. I. Lone
15/7/2019
(Mohammad Iqbal Lone)

Under Secretary to the Government
Health & Medical Education Department

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