

GOVERNMENT OF JAMMU AND KASHMIR  
**HEALTH & MEDICAL EDUCATION DEPARTMENT**  
HUMAN RESOURCE MANAGEMENT BRANCH  
Civil Secretariat, J&K, Jammu.

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**Subject: Un-authorized absence of doctors – termination thereof.**

**Ref: Letter No. Est/3/1-133/2840 dated 09.02.2021 received from Director, Health Services, Kashmir.**

**Government Order No. 210 -JK(HME) of 2020**  
**Dated: 18 -03-2021**

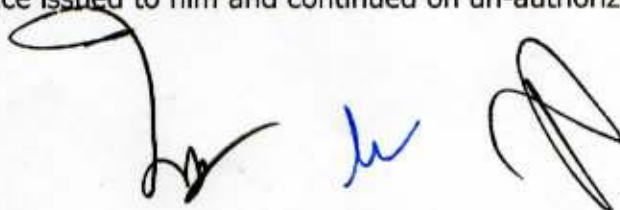
**WHEREAS**, the Director, Health Services, Kashmir vide Communication No. Est/3/1-133/2646-47 dated 17.12.2019 served notices on the Medical Officers who were on un-authorized absence from their duties. The notice was also published in local daily **Kashmir Uzma'** in its edition dated 20.12.2019, in which an opportunity was given to these doctors to report back for duties;

**WHEREAS**, the Director, Health Services, Kashmir vide communication No. Est/3/1-133/244 dated 22.01.2020 forwarded the list /details of Medical Officers who were on un-authorized absence from duties to the Administrative Department and to whom the notices were issued vide No. Est/3/1-133/2646-47 dated 17-12-2019;

**AND WHEREAS**, the cases of Medical Officers who were on un-authorized absence were examined in the Department and vide communication No. HME/HRM/33/2014 dated 22.04.2020, last and final opportunity was given to these Medical Officers to report back in Directorate of Health Services, Kashmir within a period of 15 days, failing which, it shall be presumed that the concerned doctors have nothing to say in their defense and proceedings under Rules 25 (2) of the J&K Civil Service Leave Rules, 1979 and Article 128 of Jammu & Kashmir Civil Service Regulations Volume-I shall be initiated against them;

**AND WHEREAS**, vide communication No. HME/HRM/33/2014 dated 22.04.2020, among others, a notice was also served to Dr. Ikhlas Ahmad S/o Ghulam Hassan Wani R/o Rajpora, Pulwama with the direction to report back in the Directorate of Health Services, Kashmir within a period of 15 days, failing which, it shall be presumed that the concerned Medical Officer has nothing to say in his defense and proceedings under Rule 25 (2) of the J&K Civil Service leave Rules, 1979 and Article 128 of Jammu & Kashmir Civil Service Regulations Volume-I shall be initiated against him;

**AND WHEREAS**, the Director Health Services, Kashmir vide communication No. Est/3/1-133/1183 dated. 19-05-2020 intimated that Dr. Ikhlas Ahmad, Medical Officer did not join back in the Directorate in response to the notice issued to him and continued on un-authorized absence;



**AND WHEREAS,** the case of Dr. Ikhlas Ahmad, Medical Officer was examined in the Department in terms of the Rule position governing the subject and it has been found that he has not resumed his duties despite repeated notices. This action on his part is willful and intentional and warrants initiation of necessary action against him in terms of relevant rules governing the subject;

**AND WHEREAS,** Rule 25(2) of J&K Civil Services Leave Rules, 1979 read as under:-

***"Willful absence from duty after the expiry of leave renders a Government servant liable to disciplinary action."***

**AND WHEREAS,** Article 128 of J&K Civil Services Regulations Volume-I envisage as under:-

***"Absence without leave or after the end of leave involves loss of appointment, except as provided in Article 203 (b) or when due to ill health in which case the absentee must produce the certificate of Medical Officer".***

**NOW, THEREFORE,** in terms of Article 128 of J&K Civil Services Regulations, Volume-I, Dr. Ikhlas Ahmad S/o Ghulam Hassan Wani R/o Rajpora, Pulwama is hereby terminated and he is discharged from the Government service with effect from 01-04-2016.

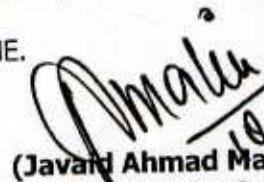
By order of the Government of Jammu and Kashmir.

**Sd/-**  
**(Atal Dulloo) IAS**  
Financial Commissioner  
Health & Medical Education Department  
Dated: 18.03.2021

No. HME/HRM/33/2014

Copy to the:-

1. Principal Secretary to the Lieutenant Governor.
2. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
3. Director, Archives, Archaeology & Museums, J&K, Jammu.
4. Director, Health Services, Kashmir/Jammu.
5. OSD to the Advisor (B) to the Lieutenant Governor.
6. Private Secretary to the Financial Commissioner, Health & Medical Education Department.
7. Government Order file/Stock file/Website H&ME.

  
**(Javed Ahmad Malik)**  
18.3.2021

Under Secretary to the Government  
Health and Medical Education Department

