

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

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**Subject: Unauthorized absence of doctors – termination thereof.**

**Government Order No. 646 -JK(HME) of 2020**  
**Dated: 01 .09.2020**

WHEREAS, the Directors, Health Services, Kashmir vide communication No. Est/3/1-133/244 dated 22.01.2020 & No. Est/3/1-133/1183 dated 19.05.2020 has forwarded the list/details of such doctors who remained un-authorizedly absent from duties;

AND WHEREAS, the Director, Health Services, Kashmir vide No. Est/3/1-133/2646-47 dated 17.12.2019 had already served notices to these un-authorizedly absent doctors which was also published in local daily Kashmir Uzma in its edition dated 20.12.2019 giving them opportunity to report back to their duties;

AND WHEREAS, after examination of the cases in the Department, it was decided to give last and final opportunity to these un-authorizedly absent doctors for reporting back in the Directorate of Health Services, Kashmir within a period of 15 days positively;

AND WHEREAS, vide communication No. HME/HRM/33/2014 dated 22.04.2020, among others, last and final opportunity was given to the following four un-authorizedly absent doctors, to report back in Directorate of Health Services, Kashmir within a period of 15 days, failing which it shall be presumed that they have nothing to say in their defense and proceedings as warranted under Rule Rule 25 (2) of the J&K Civil Services Leave Rules, 1979 and Article 128 of J&K Civil Service Regulations shall be initiated against them:-

S. No	Name of the doctor	Designation	Absent from
1	Dr. Mushtaq Ahmad Laway	Medical Officer	SKIMS
2	Dr. Mahrukh Ibrahim	Medical Officer	SDH Beerwah
3	Dr. Jan Mohd	Medical Officer	SDH Sopore
4	Dr. Ab Hamid Wani	Medical Officer	MCH Sopore

AND WHEREAS, the Director, Health Services, Kashmir vide communication No. Est/3/1-133/1183 dated 19.05.2020 has again submitted that these 04 un-authorizedly absent doctors did not resume their duties despite final notice/opportunity given by the Administrative Department;



AND WHEREAS, the cases of these doctors have been examined thoroughly in the department in view of the rule position governing the subject and it has been found that since these doctors have not resumed their duties despite repeated notices, this act on their part is a voluntary act and warrants initiation of necessary action against them in terms of relevant rules;

AND WHEREAS, rule 25 (2) of J&K Civil Services Leave Rules, 1979 which reads 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 envisages 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 just produce the certificate of Medical Officer".*

Now, therefore, in provision of Article 128 of J&K Civil Service Regulations Volume-I, the following un-authorizedly absent four doctors is hereby terminated and they are discharged from the Government Services with effect from the dates mentioned against each:-

S. No.	Name of doctor	Designation	Place of posting	w.e.f.
1.	Dr. Mushtaq Ahmad Laway S/o Abdul Gani Laway R/o Futipora Charirshareef, Budgam.	Medical Officer	SKIMS	21.10.2018
2.	Dr. Mahrukh Ibrahim D/o Mohd Ibrahim R/o Magam Tehsil Beerwah Budgam.	Medical Officer	SDH Beerwah	08.01.2019
3.	Dr. Jan Mohd S/o Gh. Mustafa R/o Alamgari Bazar Srinagar.	Medical Officer	SDH Sopore	01.02.2019
4.	Dr. Ab Hamid Wani S/o Gh Ahmad Wani R/o Hajibal Waniloo Tangmarg Baramulla.	Medical Officer	MCH Sopore	04.02.2016

By order of the Government of Jammu & Kashmir.

Sd/-

**(Atal Dulloo) IAS**

Financial Commissioner

Health & Medical Education Department


Dated: 01.09.2020

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.
5. OSD with Advisor (B) to the Lieutenant Governor.

6. Private Secretary to the Financial Commissioner, Health & Medical Education Department.
7. Concerned doctors.
8. Government Order file/Stock file/Website HME.

  
**(Rajeshwar Singh Charak) KAS**  
Additional Secretary to the Government  
Health & Medical Education Department

