

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

Subject: Unauthorized absence of doctors – joining thereof.

Government Order No. 744 -JK(HME) of 2020
Dated: 25 .09.2020

WHEREAS, the Directors, Health Services, Jammu vide communication No. DHSJ/ES-3/4344 dated 17-01-2020 has forwarded the list/details of 22 doctors (03 consultants and 19 Medical Officers) who are unauthorizedly absent from duties;

AND WHEREAS, the Director, Health Services, Jammu vide No. ES-3/3899-3900 dated 23.12.2019, No. ES-3/3934-36 dated 24.12.2019 and No. ES-3/5860/4015-17 dated 30.12.2019 respectively had already served show cause notices to these un-authorizedly absent doctors for pursuing higher studies outside the Union Territory of Jammu & Kashmir without prior permission from the competent authority;

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."

AND WHEREAS, Rule 8(i) of J&K Civil Services Leave Rules, 1979 reads as under:-

"Leave cannot be claimed as a matter of right".

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

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

AND WHEREAS, vide Memorandum No. HME/HRM/02/2020 dated 27.02.2020, Article of charges and Statement of imputations was served to all the 22 doctors (03 consultants and 19 Medical Officers) through registered post in term of Rule 33 of the Jammu & Kashmir Civil Services (Classification, Control and Appeal) Rules, 1956 and the same was also published in leading dailies of UT of J&K in its edition dated 07.03.2020, 08.03.2020 and 09.03.2020 respectively;

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AND WHEREAS, the reply of the erring doctor was examined in the department and vide Government Order No. 221-JK(HME) of 2020 dated 28-02-2020, Mr. Amit Sharma (KAS) Administrator, Associated Hospitals, Government Medical Colleges, Jammu was appointed as Inquiry Officer to enquire into the charges framed against 22 doctors (03 Consultants and 19 Medical Officer);

AND WHEREAS, Inquiry Officer vide communication No.AHJ/2020/1893 dated 24-03-2020 has furnished the detailed enquiry report;

AND WHEREAS, the Director, Health Services, Jammu vide communication No. DHS/J/ES-3/Notice/5616 dated 31.03.2020, No. ES-3/5987/1358 dated 22.07.2020 and No. ES-3/6189/1132 dated 07.07.2020 respectively has submitted that the following doctors have reported in the Directorate;

S.No.	Name of Doctor with parentage and residential address	Designation
1.	Dr.Ajaz-Ul-Haq S/o Hazi Wazir Hussain R/o Village Naka Manjhari Tehsil Mendhar District, Poonch.	Consultant ENT
2.	Dr. Parveen Sharma S/o Sh. Raj Kumar Sharma R/o Doongi Brahamana Tehsil and District, Rajouri	Consultant Physician
3.	Dr. Shakeel Ahmed Khan S/o Sh. QudrathUllah Khan R/o Manyal Tehsil Thanamandi district Rajouri	Medical Officer
4.	Dr.Zulfiqar Ali S/o Ch. Reham Din R/o 183 MCJ Gujjar Nagar, Jammu	Medical Officer
5.	Dr.Sajan Bijyal S/o Sh. Sham Bijyal R/o Village Ganika P/O Bhagwah Doda A/P Laley-Da-Bagh Nand Baba Colony Muthi, Jammu	Medical Officer
6.	Dr.Iram Shokat D/o Sh. Shoket Ali R/o H.No.128, Green Colony, Bhaderwah, District Doda	Medical Officer

AND WHEREAS, on the basis of inquiry report submitted by the Inquiry Officer and the information received from the Director, Health Services, Jammu, the cases of these doctors have been examined in the Department and in the interest of patient care, it has been decided that these six doctors, who have reported in the Directorate of Health Services, Jammu in pursuant to the charge sheet served upon them, be allowed to resume their duties subject to the condition that the said doctor(s) were not involved in any subversive activities as well as were not employed in any other Government/private sector during the said period, for which an affidavit duly authenticated by the Ist Class Judicial Magistrate shall be obtained by the Directorate of Health Services, Jammu, from the concerned doctor(s). Besides, the period of their absence shall be decided separately.

Now, therefore, sanction is hereby accorded to allow the following doctors to resume their duties, subject to the condition that they were not involved in any subversive activities as well as were not employed in any other Government/private sector during the said period, for which an affidavit duly



authenticated by the Ist Class Judicial Magistrate be obtained by the Directorate of Health Services, Jammu, from the concerned doctor(s):-

S.No.	Name of Doctor with parentage and residential address	Designation
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3.	Dr. Shakeel Ahmed Khan S/o Sh. QudrathUllah Khan R/o Manyal Tehsil Thanamandi district Rajouri	Medical Officer
4.	Dr.Zulifkar Ali S/o Ch. Reham Din R/o 183 MCJ Gujjar Nagar, Jammu	Medical Officer
5.	Dr.Sajan Bijyal S/o Sh. Sham Bijyal R/o Village Ganika P/O Bhagwah Doda A/P Laley-Da-Bagh Nand Baba Colony Muthi, Jammu	Medical Officer
6.	Dr.Iram Shokat D/o Sh. Shoket Ali R/o H.No.128, Green Colony, Bhaderwah, District Doda	Medical Officer

However, their period of absence shall be decided separately.

The concerned doctors are warned not to leave their place of posting for any occasion in future un-authorizedly failing which disciplinary action as warranted under rules, shall be initiated against them.

By order of the Government of Jammu & Kashmir.


Sd/-
(Atal Dulloo) IAS
Financial Commissioner
Health & Medical Education Department

No. HME/HRM/02/2020

Dated: 25.09.2020

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, Jammu/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

