

Government of Jammu & Kashmir
Health & Medical Education Department
Civil Secretariat J&K -Jammu.

Subject: Settlement of period of undergoing higher studies (PG. in Gynae. & Obstt.) in favour of Dr. Deeba Farhat, Medical Officer.

Ref. No. (i) Est./3/1-133/1144 dated 14.05.2020, (ii) Est./3/1-133/1718 dated 10.08.2020 from Directorate of Health Services, Kashmir.

Government Order No. 923 -JK(HME) of 2020
Dated: 28 -12-2020

WHEREAS, Dr. Deeba Farhat, was appointed as Medical Officer in the Health Services Department vide Government Order No.132-HME of 2014 dated 04.03.2014 and the said doctor reported in the Directorate of Health Services, Kashmir on 11.03.2014. However, at the time of appointment the said doctor preferred to undergo PG in Gynae. & Obstt. at SKIMS Soura, Srinagar and continued with the same vide Government Order No. 635-HME of 2014 dated 25.10.2014 permission was granted to the aforesaid doctor to continue his PG/Diploma Course subject to the condition her period of study shall be decided separately;

AND WHEREAS, Dr. Deeba Farhat, Medical Officer after completion of PG in Gynae. & Obstt. has formally/physically rejoined in Directorate of Health Services, Kashmir 01.06.2016;

AND WHEREAS, thereafter, the aforesaid doctor left for another course (Registrarship) at SKIMS Medical College Bemina, w.e.f. 24.11.2016 to 15.11.2019 on the Court directions dated 28.09.2016 passed by the Hon'ble High Court in SWP No.1529/2016 and left without obtaining permission/NOC of the Administrative Department. The operative part of the order dated 28.09.2016 passed by the Hon'ble High Court in SWP No. 1529/2016 titled Adil Parvaiz Shah & others V/s State & Ors. is reproduced as under:-

"Notice as above. In the meanwhile, subject to objection and till next date before the bench respondent No: 02 shall relieve the petitioners so as to enable them to join against the posts of Registrars within one week. In case respondent No: 02 fails to issue relieving order, respondent No:3 shall allow the petitioners to join the posts, notwithstanding the relieving, provided the selection process has not been concluded"

AND WHEREAS, Dr. Deeba Farhat, Medical Officer after completion of Registrarship course has rejoined in the Directorate of Health Services, Kashmir 16.11.2019;

AND WHEREAS, Directorate of Health Services, Kashmir has forwarded her case regarding settlement of higher studies to Administrative Department for issuance of appropriate necessary instructions;

AND WHEREAS, the instant case has been examined in consultation with Director Finance, Health & Medical Education Department (Chairman Departmental Designated Committee), and the department while taking considerate view in the matter, in the interest of patient care, decided to accept the rejoining of the Dr. Deeba Farhat, Medical Officer, notionally w.e.f. 16.11.2019 and monetarily with immediate effect and to treat the period of undergoing higher studies (PG in Gynae. & Obstt.) at SKIMS Soura, Srinagar, w.e.f. 11.03.2014 to 31.05.2016 in respect of Dr. Deeba Farhat, Medical Officer, as extension in joining time which shall be without any financial implication & to treat the period of undergoing Registrarship at SKIMS Medical College Bemina, w.e.f. 24.11.2016 to 15.11.2019 in respect of Dr. Deeba Farhat, Medical Officer as Dies-Non subject to outcome of SWP No. 1529/2016, titled Dr. Adil Parvaiz Shah & Ors Vs State of J&K & Ors and subject to the condition that the said doctor was not involved in any subversive activities as well as not employed in any Govt./Private sector & no departmental enquiry is pending against her, for which an affidavit duly authenticated by the 1st Class judicial Magistrate shall be obtained by the DHSK from the concerned doctor. Besides, the concerned doctor shall be warned not to leave her place of posting for any occasion in future un-authorizedly, for which disciplinary action shall be initiated against him without any further notice.

Now therefore, sanction is hereby accorded to:-

- i. accept the re-joining of the Dr. Deeba Farhat, Medical Officer, notionally w.e.f. 16.11.2019 and monetarily with immediate effect
- ii. treat the period of undergoing higher studies (PG in Gynae. & Obstt.) at SKIMS Soura, Srinagar, w.e.f. 11.03.2014 to 31.05.2016 in respect of Dr. Deeba Farhat,, Medical Officer, as extension in joining time which is without any financial implication.
- iii. treat the period of undergoing Registrarship at SKIMS Medical College Bemina, w.e.f. 24.11.2016 to 15.11.2019 in respect of Dr. Deeba Farhat, Medical Officer as "**Dies-Non**" and this shall be subject to outcome of SWP No. 1529/2016, titled Dr. Adil Parvaiz Shah & Ors Vs State of J&K & Ors and subject to the condition that the said doctor was not involved in any subversive activities as well as not employed in any Govt./Private sector and no

departmental enquiry is pending against her, for which an affidavit duly authenticated by the 1st Class judicial Magistrate shall be obtained by the DHSK from the concerned doctor.

Besides, the concerned doctor is **warned** not to leave her place of posting for any occasion in future un-authorizedly, for which disciplinary action shall be initiated against her without any further notice.

By order of the Government of Jammu and Kashmir.


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

No.HD/Gaz/Gen/99/2020

Dated: 28.12.2020

Copy to the:-

1. Principal Secretary to the Lieutenant Governor.
2. Joint Secretary (J&K), Ministry of Home Affairs, Government of India, New Delhi.
3. Director Health Services, Kashmir.
4. Director, Archives, Archaeology & Museums, J&K.
5. OSD with Advisor (B) to the Hon'ble Lieutenant Governor.
6. Pvt. Secretary to the Financial Commissioner, Health & Medical Education Department.
7. Concerned Doctor.
8. I/c Website, Health and Medical Education Department.
9. Government Order file/Stock file/Monday Return (w.2.s.c).


(Mohammad Iqbal Lone)

Under Secretary to the Government
Health & Medical Education Department



