

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

Subject: Settlement of period of absence in favour of Dr. Manzoor Ahmad Ahanger, Consultant Ophthalmology.

Ref. No. (i) Est/3/1-133/1801 dated 30.10.2019, (ii) Est/3/1-133/1432 dated 23.06.2020 from Directorate of Health Services, Kashmir.

**Government Order No. 598 -JK(HME) of 2020**  
**Dated: 7 -08-2020**

WHEREAS, Dr. Manzoor Ahmad Ahanger, was appointed as Medical Officer vide Government Order No.702-HME of 2001 dated 04.10.2001 and the said doctor reported in the Directorate of Health Services, Kashmir on 17.10.2001. However during the period, the said doctor was undergoing P.G in Ophthalmology at Government Medical College, Srinagar and after completion continued in Government Medical College, Srinagar till 02/2008 and after being relieved from Government Medical College Srinagar , the said doctor joined in Directorate of Health Services, Kashmir on 02/2008;

AND WHEREAS, Dr. Manzoor Ahmad Ahanger, Medical Officer while posted at DH Ganderbal was appointed as Consultant Ophthalmology vide Government Order No.597-HME of 2009 dated 31.12.2009;

AND WHEREAS, the doctor while posted at SDH Kupwara was transferred and posted at SDH Gurez vide Government. Order No. 629-HME of 2017 dated 20.11.2017. The doctor was accordingly relieved by CMO Kupwara on 22.11.2017 but he failed to join at new place of posting thereby resorting to un-authorized absence. Accordingly, notice was issued to the doctor on 23.01.2018;

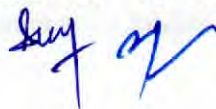
AND WHEREAS, the Administrative Department issued last and final notice to the doctor pursuant to which the doctor joined in Directorate of Health Services, Kashmir on 26.07.2018 and was posted at SDH Gurez;

AND WHEREAS, Dr. Manzoor Ahmad Ahanger, Consultant has also filed a Writ petition before the Hon'ble High Court who vide its order dated 28.12.2017 in SWP No. 2395/2017 titled Dr. Manzoor Ahmad Ahanger & Ors Vs State of J&K & Ors. ordered as under:

*" Notice in MP also*

*Counsel appearing for the respondents waives notice on behalf of the respondents and seeks time to file objections.*

*Objections within three weeks. In the Meantime, subject to objections and till next date before the bench, operation of the*





*impugned order dated 24.11.2017 to the extent of the petitioner, as also the impugned relieving order dated 22.11.2017 shall stay”;*

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 treat the period of Un-authorized absence w.e.f. 23.11.2017 to 25.07.2018 in respect of Dr. Manzoor Ahmad Ahanger, Consultant Ophthalmology as leave whatever kind due except study leave and remaining period of shortfall be treated as Dies-Non and this shall be subject to outcome of SWP No.2395/2017 titled Dr. Manzoor Ahmad Ahanger Vs State of J&K and subject to the condition that the said doctor was not involved in any subversive activities as well as not employed in any private sector for which an affidavit duly authenticated by the 1st Class Judicial Magistrate shall be obtained by the Directorate of Health Services, Kashmir from the concerned doctor. Besides, the concerned doctor be warned not to leave his place of posting for any occasion in future un-authorizedly failing which disciplinary action shall be initiated against him without any further notice.

Now, therefore, sanction is hereby accorded to treat the period of un-authorized absence w.e.f. 23.11.2017 to 25.07.2018 in respect of Dr. Manzoor Ahmad Ahanger, Consultant Ophthalmology as leave whatever kind due except study leave and remaining period of shortfall be treated as “Dies-Non” and this shall be subject to outcome of SWP No.2395/2017 titled Dr. Manzoor Ahmad Ahanger Vs State of J&K and subject to the condition that the said doctor was not involved in any subversive activities as well as not employed in any private sector for which an affidavit duly authenticated by the 1st Class judicial Magistrate shall be obtained by the Directorate of Health Services, Kashmir from the concerned doctor.

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

By order of the Government of Jammu and Kashmir.

Sd/-

**(Atal Dulloo) IAS**

Financial Commissioner

Health & Medical Education Department

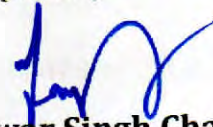
No.HD/Gaz/Gen/180/2019

Dated: 7 .08.2020

Copy to the:-

1. Principal Secretary to the Hon'ble 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 to 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).

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



