

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 doctor – termination thereof.**

**Government Order No. 390 -JK(HME) of 2022**  
**Dated: 07 -06-2022**

**WHEREAS,** Director, Health Services, Kashmir vide communication No. Est/3/1-133/9344-45 dated 03.03.2022, has intimated that Dr Imtiyaz Ahmad Dar S/o Assad Ullah Dar was appointed as Medical Officer vide Government Order No: 938-JK(HME) of 2020 dated 31-12-2020 and subsequently posted at D.H. Ganderbal;

**AND WHEREAS,** while posted at District Hospital Ganderbal, the doctor resorted to un-authorized absence w.e.f 06.01.2022, without submitting any kind of leave or obtaining permission from the competent authority;

**AND WHEREAS,** vide No. MS/DH/GBL/1745-47 dated 12-01-2022, Medical Superintendent, District Hospital, Ganderbal served a notice to the doctor, but the doctor remained un-authorized absence, as reported by the concerned Medical Superintendent, vide letter No.MS/DH/GBL/1802-04 dated 27-01-2022;

**AND WHEREAS,** Rule 21(1) of the J&K Civil Services (Classification, Control & Appeal) Rules, 1956 provides as under:-

*"At any time before the expiry of the prescribed period of probation, the appointing authority may:-*

*a) Suspend the probation of a probationer and discharge him from the service for want of vacancy; and*

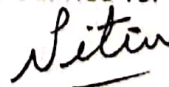
***b) At its discretion terminate the probation of a probationer and discharge him from the service".***

**AND WHEREAS,** Rule 4 of the Jammu and Kashmir Probationer (Condition of Service, Pay and Allowances) and Fixation of Tenure Rules, 2020 read as under:-

**"4. Suspension/Discharge during probation :-** (1) *At any time before the expiry of the period of probation, the appointing authority may –*

*a. Suspend the probation of a probationer and discharge him from the service for want of vacancy; and*







b. At his discretion terminate the probation of a probationer and discharge him from the service".

**AND WHEREAS,** the case of Dr. Imtiyaz Ahmad Dar S/o Assad Ullah Dar, Medical Officer was examined in the Department in terms of the rule position governing the subject and it has been found that the doctor is still unauthorizedly absent/absconding while on probation. Despite notice issued by Medical Superintendent, D.H. Ganderbal, the doctor failed to resume his duties. This action on his part is willful & intentional and warrants initiation of necessary action against him, in terms of relevant rules governing the subject.

**NOW, THEREFORE,** sanction is hereby accorded to terminate the probation of Dr. Imtiyaz Ahmad Dar S/o Assad Ullah Dar, Medical Officer and discharge him from Government service for remaining unauthorized absent from duties w.e.f. 06.01.2022 in terms of Rule 21(1) of the J&K Civil Services (Classification, Control and Appeal) Rules, 1956 read with Rule 4(1)(b) of the J&K Probationer (Condition of Service, Pay and Allowances) and Fixation of Tenure Rules, 2020 notified vide S.O. 192 dated 17.06.2020.

**By order of the Government of Jammu and Kashmir.**

**Sd/-**

**(Manoj Kumar Dwivedi) IAS**

Principal Secretary to the Government  
Health & Medical Education Department

No. HD-Gaz0Gen/131/2022-02

Dated: 07.06.2022

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 to the Advisor (B) to the Lieutenant Governor.
6. Private Secretary to the Principal Secretary to the Government, Health & Medical Education Department.
7. Concerned.
8. Incharge Website H&ME.
9. Government Order file/Stock file/Monday Return.

**(Javaid Ahmad Malik)**

Under Secretary to the Government  
Health & Medical Education Department

*Malik*  
07.06.2022  
*Nishat*  
*Piter*