



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

Subject: Un-authorized absence of Dr. Fahad Shafi, Medical Officer, Medical Block Khansahib - termination thereof.

Government Order No. 923 - JK (HME) of 2023
Dated: 15 .11.2023

WHEREAS, Dr. Fahad Shafi was appointed as Medical Officer vide Government Order No.333-HME of 2018 dated 29.05.2018;

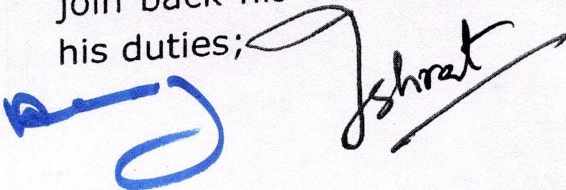
AND WHEREAS, at the time of his appointment, the doctor was undergoing Senior Residency in Radiology at SKIMS Soura, therefore, he applied for extension in joining time up to 06/2020;

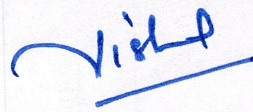
AND WHEREAS, vide Government Order No. 630-HME of 2018 dated 20.11.2018, among others, extension in joining time in favour of the aforementioned doctor was accorded up to 06/2020 on certain terms and conditions laid down in the said order;

AND WHEREAS, after completion of Senior Residency, the doctor joined in Directorate of Health Services, Kashmir on 13.06.2020 and subsequently posted at SDH Khansahib vide Government order No.619-JK(HME) of 2020 dated 21.08.2020;

AND WHEREAS, while working at Block Khansahib, the doctor concerned applied for casual leave w.e.f. 23.03.2022 to the Block Medical Officer, Khansahib on Whatsapp, which was sanctioned by the BMO concerned;

AND WHEREAS, the doctor applied for extension in casual leave on 30.03.2022 through whatsapp, which was rejected by the BMO concerned and the doctor was directed to join back his duties immediately, but the doctor failed to join his duties;

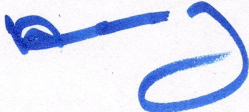
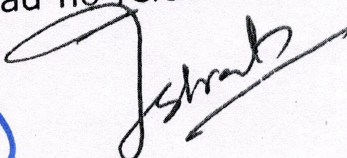
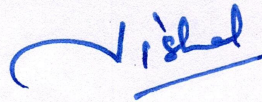




AND WHEREAS, vide No.Est-3/1-133/10665-68 dated 26.05.2022, Director, Health Services, Kashmir issued a notice to doctor concerned, whereby, an opportunity was given to him to report back for his duties in Block Khansahib Budgam within seven days from the date of issuance of said notice, falling which, it shall be presumed that the doctor is not interested to serve the department anymore and action as warranted under rules shall be initiated against him for resorting to un-authorized absence, but, the doctor did not resume his duties in the stipulated time period;

AND WHEREAS, vide No. HD-Gaz0Gen/86/2023-02 dated 31.05.2023, a final opportunity was given to Dr. Fahad Shafi, Medical Officer by serving show cause notice to him with the direction to explain his conduct for his continued unauthorized absence from duty to the Administrative Department within 15 days from the date of issuance of the notice, failing which, it shall be presumed that the doctor has nothing to say in his defense and disciplinary proceedings under Article 128 of Jammu & Kashmir Civil Service Regulations, 1956, Volume-I, shall be initiated against him, ex-parte;

AND WHEREAS, in response to the show cause notice, Dr. Fahad Wani, Medical Officer has submitted his reply, stating therein that the notice served to him for remaining on un-authorized absence from the duty issued vide No. Est-3/1/10665-68 dated 26.05.2022 was received by him for about lapse of 03 months from the date of its issuance as the same was delivered to a local shopkeeper by the postman of the area and the shopkeeper forgot to handover it to the concerned. Further, the leave application was submitted to the BMO concerned on 30.03.2022, but due to its non-approval, he had to remain absent from duty at that time as there was no one to look after his ailing parents. Moreover, the doctor has now requested that he may be treated to have "resigned" from the post of Medical Officer w.e.f. 30.03.2022 (from the date of rejection of leave) as he is not satisfied with his job as he was assigned some duties which had no relevance with the post held by him as Medical Officer.

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, the Article 128 of J&K Civil Services Regulations, 1956 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, 1956 (Volume-I), Dr. Fahad Shafi, Medical Officer is hereby terminated and he is discharged from the Government Services for remaining on unauthorized absence from duties w.e.f. 30.03.2022.

By order of the Government of Jammu and Kashmir.

Sd/-
(Bhupinder Kumar) IAS
Secretary to the Government

No. HD-Gaz0Gen/86/2023-02

Dated: 15.11.2023

Copy to the:-

1. Principal Secretary to Hon'ble Lieutenant Governor, J&K.
2. Joint Secretary (JK&L), Ministry of Home Affairs, Government of India.
3. Director, Archives, Archaeology & Museums, J&K, Jammu.
4. Director, Health Services, Jammu/Kashmir.
5. OSD to the Advisor (B) to Hon'ble Lieutenant Governor, J&K.
6. PS to the Secretary to the Government, Health & Medical Education Department.
7. Concerned doctor.
8. I/C Website H&ME.
9. Government Order file/Stock file/Monday Return file.

(Waqar Talib) JKAS
Under Secretary to the Government

