

Government of Jammu & Kashmir
Health & Medical Education Department
Civil Secretariat, Jammu/Srinagar.

Subject:- Settlement of unauthorized absence/undecided period of undergoing MDS in respect of Dr. Firdous Wani, Dental Surgeon.

Ref.:- No. Est/3/1-133/4976 dated 05.07.2021 from Directorate of Health Services Jammu.

Government Order No. 213 -JK(HME) of 2022
Dated: 20.04.2022

WHEREAS, Dr. Firdous Wani, was appointed as Dental Surgeon in the Health Services Department vide Government Order No. 584-HME of 2009 dated 30.12.2009 and submitted his joining report in Directorate of Health Services, Jammu on 02.01.2010;

AND WHEREAS, the aforesaid doctor while posted in District Srinagar proceeded on earned leave for 60 days w.e.f. 16.08.2013 which was sanctioned in his favour by Directorate of Health Services, Kashmir vide order No. 197-G of 2013 dated 14.08.2013. Later on extension in earned leave was accorded in his favour for 53 days by Directorate of Health Services, Kashmir vide order No. 386-G of 2013 dated 07.11.2013;

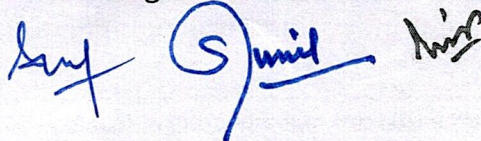
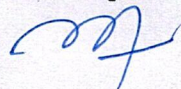
AND WHEREAS, the aforesaid doctor while on earned leave applied for study leave and left without prior permission/NOC of the Administrative Department and after the completion of course, the aforesaid doctor rejoined in Directorate of Health Services, Kashmir on 28.07.2016;

AND WHEREAS, the H&ME Department vide letter No. HME/HRM/130/2016 dated 21.09.2016 conveyed approval to the Directorate of Health Services, Kashmir for allowing the doctor to join;

AND WHEREAS, the Directorate of Health Services, Kashmir has forwarded the case of doctor regarding settlement of period of authorized/unauthorized absence w.e.f. 07.12.2013 to 20.09.2016 to the Administrative Department;

AND WHEREAS, the Health and Medical Education Department had already constituted Departmental Committee for examining such cases vide Government Order No. 511-HME of 2018 dated 13.09.2018 read with Government Order No. 726-HME of 2018 dated 21.12.2018 & Government Order No. 479-JK(HME) of 2021 dated 08.07.2021. Later on the Health and Medical Education Department vide Government Order No. 749-JK(HME) of 2021 dated 30.11.2021, re-constituted the Departmental Committee to be headed by Director Finance, H&ME Department for examining the cases of doctors or any officer/official of sub-ordinate office related to unauthorized absence/ overstay on deputation/ study leave or any other case of similar nature;

AND WHEREAS, the case of Dr. Firdous Wani, Dental Surgeon, among others was placed before the Departmental Designated Committee for examination,



wherein after series of meetings held w.e.f. 13.12.2021 to 15.12.2021 deliberated upon the matter and recommended as under:-

- i. The Committee recommends to treat the absence period w.e.f 07.12.2013 to 20.09.2016 in favour of Dr. Firdous Wani, Dental Surgeon as **Dies-Non** in terms of Article 163 of J&K Civil Services Regulations, 1956 by taking administrative decision in the matter and also subject to the condition that the said doctor was not involved in any subversive activities and was not employed in any Government/Private sector and no departmental enquiry is pending against him, for which an affidavit authenticated by 1st Class Judicial Magistrate shall be obtained by the Directorate of Health Services, Kashmir from the concerned doctor.

Besides, the concerned doctor shall be warned not to leave his 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, the Department while taking considerate view in the matter as per recommendations of the Committee & in the interest of patient care, accords sanction as under:-

- i. to treat the absence period w.e.f 07.12.2013 to 20.09.2016 in favour of Dr. Firdous Wani, Dental Surgeon as **Dies-Non**, subject to the condition that the said doctor was not involved in any subversive activities and was not employed in any Government/Private sector and no departmental enquiry is pending against him, for which an affidavit authenticated by 1st Class Judicial Magistrate shall be obtained by the Directorate of Health Services, Kashmir from the concerned doctor.

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

By order of the Government of Jammu and Kashmir.

Sd/-

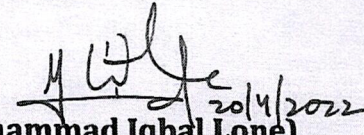
(Vivek Bharadwaj) IAS
Additional Chief Secretary
Health & Medical Education Department

No : HD-Gaz0Gen/369/2021-02

Dated: 20.04.2022

Copy to the:-

1. Principal Secretary to the Hon'ble Lieutenant Governor.
2. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
3. Director, Archives, Archeology & Museums, J&K.
4. Director Health Services, Jammu/Kashmir.
5. OSD to Advisor (B) to Lieutenant Governor.
6. Concerned doctor.
7. Private Secretary to Additional Chief Secretary, Health and Medical Education Department.
8. Government Order file/Stock file/ I/c Website H&ME.


(Mohammad Iqbal Lone)

Under Secretary to the Government
Health & Medical Education Department

Page 2 of 2