

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

Subject:- Settlement of unauthorized/undecided period in respect of Dr. Mudasir-Ul-Islam, Medical Officer.

Ref.:- No. Est/3/1-133/4906 dated 30.06.2021 from Directorate of Health Services Kashmir.

**Government Order No. 217 -JK(HME) of 2022**  
**Dated: 20 .04.2022**

WHEREAS, Dr. Mudasir-Ul-Islam was appointed as Medical Officer in the Health Services Department vide Government Order No. 132-HME of 2014 dated 04.03.2014 and submitted his joining report in Directorate of Health Services, Kashmir on 12.03.2014;

AND WHEREAS, however during the period the aforesaid doctor was undergoing Registrarship in ENT at Government Medical College, Srinagar and was kept on inter-cadre deputation under Government Order No. 302-HME of 2014 dated 13.06.2014. The aforesaid doctor after being relieved from Government Medical College, Srinagar joined back in Directorate of Health Services, Kashmir on 03.12.2016;

AND WHEREAS, the aforesaid doctor while posted at SDH Pampore applied for 15 days earned leave w.e.f. 22.07.2019 and left without any prior permission/NOC of the Administrative Department. However, a notice was issued to the aforesaid doctor vide Directorate of Health Services, Kashmir's No Est/3/1-133/2646-47 dated 17.12.2019, wherein opportunity was given to him to report in the directorate of Health Services, Kashmir within 10 days. The doctor failed to report back and continued on unauthorized absence;

AND WHEREAS, the Administrative Department vide letter No. HME/HRM/33/2014 dated 22.04.2020, among others final opportunity was given to the aforesaid doctor to report back in the Directorate of Health Services, Kashmir within 15 days. The said doctor responded to the notice through e-mail received by Directorate of Health Services, Kashmir on 27.04.2020, wherein the said doctor in response to notice submitted his

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joining report, however while submitting the same, he stated that due to pandemic of COVID-19 and the lockdown implemented, closure of roads and cancellation of flights, he was not able to join physically as he was out of station. The doctor in application assured that once the condition of the pandemic improved, he shall physically join the Directorate.

AND WHEREAS, thereafter, the aforesaid doctor joined physically in Directorate of Health Services, Kashmir on 10.06.2020. Later on the concerned doctor was posted at DH Pulwama vide G.O No. 647-JK(HME) of 2020 dated 01.09.2020. It was further mentioned that his period of absence shall be decided separately.

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. 22.07.2019 to 09.06.2020 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. Mudasir-Ul-Islam, Medical Officer, 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 unauthorized period w. e. f. 22.07.2019 to 09.06.2020 in favour of Dr. Mudasir-Ul-Isam 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 unauthorized period w. e. f. 22.07.2019 to 09.06.2020 in favour of Dr. Mudasir-Ul-Isam as "Dies-Non" 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 is 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.

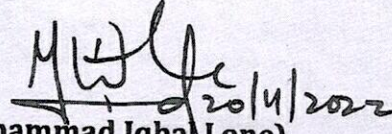
**By order of the Government of Jammu and Kashmir.**

**Sd/-**  
**(Vivek Bharadwaj) IAS**  
Additional Chief Secretary  
Health & Medical Education Department

No : HD-Gaz0Gen/281/2021-02  
Copy to the:-

Dated: 20.04.2022

1. Principal Secretary to the Hon'ble Lieutenant Governor.
2. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
3. Director, Archives, Archeology & Museums, J&K.
4. Director Health Services, 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  
