

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

Subject:- Settlement of unauthorized/ undecided period/acceptance of rejoining in respect of Dr. Nuzhat Nabi Monga, Dental Surgeon.

Ref. No. Est/3/1-133/7281 dated 29.09.2021 from Directorate of Health Services, Kashmir.

Government Order No. 227 -JK(HME) of 2022
Dated: 21 .04.2022

WHEREAS Dr. Nuzhat Nabi Monga was appointed as Dental Surgeon in the Health Services Department vide Government Order No. 584-HME of 2009 dated 30.12.2009 and submitted her joining report in Directorate of Health Services, Kashmir on 31.12.2009;

AND WHEREAS, the aforesaid doctor while posted at School Health, Budgam proceeded on sanctioned 60 days child care leave w.e.f 01.12.2019 and after availing the leave she failed to report back to her duties instead applied for extension in leave for various spells;

AND WHEREAS, accordingly, notice was issued to the aforesaid doctor by the Directorate of Health Services, Kashmir vide No. Est-3/1-133/1958-61 dated 14.09.2020, wherein opportunity was given to the doctor to report back to her duties within seven days. However, the doctor did not report back to her duties, instead Directorate of Health Services, Kashmir received reply through post on 27.09.2020, wherein the doctor stated that she will join back and requested that portion of her leave may be considered as leave without pay;

AND WHEREAS, the Directorate of Health Services, Kashmir has forwarded the case of doctor regarding acceptance of rejoining/settlement period of authorized/unauthorized absence w.e.f. 30.01.2020 to 26.09.2020 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. Nuzhat Nabi Monga, Dental Surgeon, among others was placed before the Departmental Designated Committee for

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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 accept rejoining in favour of Dr. Nuzhat Nabi Monga, Dental Surgeon notionally w.e.f. 27.09.2020 and monetarily from the date the concerned doctor is posted and resumes duties.
- ii. The committee further recommends to treat the period of unauthorized absence w. e. f. 30.01.2020 to 26.09.2020 in respect of Dr. Nuzhat Nabi Monga, Dental Surgeon as leave whatsoever kind due to her by taking an Administrative decision in the matter. The remaining period shall be treated as "Dies-Non" in terms of Article 163 of J&K CSR, 1956.
Besides, the concerned doctor shall be warned not to leave her place of posting for any occasion in future un-authorizedly, for which disciplinary action shall be initiated against her 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. Acceptance of rejoining in favour of Dr. Nuzhat Nabi Monga, Dental Surgeon notionally w.e.f. 27.09.2020 and monetarily from the date the concerned doctor is posted and resumes her duties.
- ii. to treat the period of unauthorized absence w. e. f. 30.01.2020 to 26.09.2020 in respect of Dr. Nuzhat Nabi Monga, Dental Surgeon as leave whatsoever kind due to her and remaining period of shortfall, if any shall be treated as "Dies-Non".

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

By order of the Government of Jammu and Kashmir.

Sd/-

(Vivek Bharadwaj) IAS

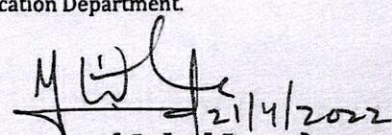
Additional Chief Secretary

Health & Medical Education Department

No.HD-Gaz0Gen/331/2021-02
Copy to the:-

Dated: 21.04.2022

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, Kashmir.
5. Director Finance, Health and Medical Education Department.
6. OSD to Advisor (B) to Lieutenant Governor.
7. Concerned doctor.
8. Private Secretary to Additional Chief Secretary, Health and Medical Education Department.
9. Government Order file/Stock file/ I/c Website H&ME.


(Mohammad Iqbal Lone)

Under Secretary to the Government
Health & Medical Education Department