

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

**Subject:-** Settlement of period of unauthorized/undecided period in respect of Dr. Kirandeep Kour, Medical Officer ((Ayurvedic).

**Ref.** No. DISM/Estt/2203 dated 03.06.2021 & No. DISM/Est/2513 dated 28.02.2019 from Directorate of Indian Systems of Medicine, J&K.

**Government Order No. 428 -JK(HME) of 2022**  
**Dated: 20 .06.2022**

WHEREAS, Dr. Kirandeep Kour was appointed as Medical Officer in (Ayurvedic) vide Government Order No. 626-HME of 2016 dated 02.12.2016 and submitted her joining report in the Directorate of Indian System of Medicine, J&K on 03.12.2016;

AND WHEREAS, the aforesaid doctor while posted at Ayurvedic Dispensary Nai Bhalra Doda, left for pursuing higher studies w.e.f 31.03.2017 to 27.06.2018 without seeking permission from the Department;

AND WHEREAS, the Deputy Director ISM Jammu vide his letter No. DDISM/J/1125 dated 22.11.2018 intimated that Dr. Kirandeep Kour, Medical Officer (Auyurvedic) has joined at ISM Dispensary Nai Bhalra Doda on 27.06.2018 as per the court directions, and has requested that the joining report of the officer may be accepted and the period for completion of Post Graduate Course w.e.f. 31.03.2017 to 26.06.2018 may also be settled;

AND WHEREAS, in order to pursue said course, Dr. Kirdandeeep Kour also filed SWP No. 582/2017, MP No. 01/2017 and Hon'ble High Court of Jammu & Kashmir, Jammu vide its order dated 31.03.2017 directed as under:-

“...In view of the aforesaid submissions and in order to maintain parity, it is directed that the petitioner shall allowed to complete her post graduation course without prejudice to her appointment as Medical Officer by treating her on deputation till next date of hearing”.

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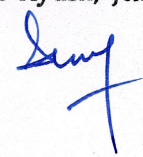
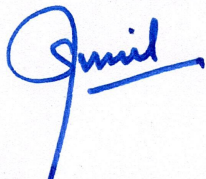
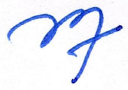
AND WHEREAS, vide this department's communication No. HD/ISM/09/2019 dated 16.04.2021, latest status of the case was sought from Director, ISM, J&K who vide communication No. DISM/Estt/2203 dated 03.06.2021 conveyed that the case of Dr. Kirandeep Kour, Medical Officer (Ayurvedic) bearing SWP No. 582/2017 is pending adjudication in the Hon'ble High Court, J&K, Jammu;

AND WHEREAS, the concerned HOD has not taken any cognizance regarding the unauthorized absence of the above doctor and also failed to appraise 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. Kirandeep Kour, Medical Officer (Ayurvedic), among others was placed before the Departmental Designated Committee for examination, wherein after series of meetings held on 10-01-2022 & 04.04.2022 deliberated upon the matter and recommended as under:-

- i. The Committee recommend to treat the period of undergoing PG course w.e.f. 31.03.2017 to 26.06.2018 in favour of Dr. Kirandeep Kour, Medical Officer as "Dies Non" in terms of Article 163 of J&K Civil Services Regulations, 1956.
- ii. The committee recommends the action taken by Director Ayush, J&K with regard to the utilization of the services of the said doctor on her rejoining be confirmed.
- iii. The above decision shall be subject to the condition that the said doctor was not involved in any subversive activities as well as she was not employed in any Government/Private sector and no departmental enquiry is pending against her, for which an affidavit duly authenticated by 1st Class Judicial Magistrate shall be obtained by the Directorate of Ayush, J&K from the concerned doctor.



- iv. 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. to treat the period of undergoing PG course w.e.f. 31.03.2017 to 26.06.2018 in favour of Dr. Kirandeep Kour, Medical Officer as "Dies Non".
- ii. action taken by Director Ayush, J&K with regard to the utilization of the services of the said doctor on her rejoining is confirmed.
- iii. The above decision shall be subject to the condition that the said doctor was not involved in any subversive activities as well as she was not employed in any Government/Private sector and no departmental enquiry is pending against her, for which an affidavit duly authenticated by 1st Class Judicial Magistrate shall be obtained by the Directorate of Ayush, J&K from the concerned doctor.

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/-

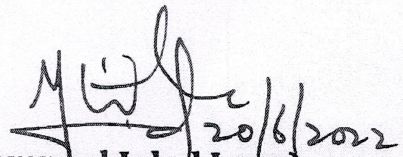
**(Manoj Kumar Dwivedi) IAS**  
Principal Secretary to the Government,  
Health & Medical Education Department

No. : HD-IsM/16/2021-02

Dated: 20 .06.2022

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, Archaeology & Museums, J&K.
4. Director, Ayush, J&K.
5. Director Finance, Health and Medical Education Department.
6. OSD to Advisor (B) to Lieutenant Governor.
7. Concerned doctor.
8. Private Secretary to Principal Secretary to the Government, 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