



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

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**Subject:** Settlement of authorized/unauthorized absence period in favour of Dr. Irshad Ahmad Mailk, Medical Officer.

**Government Order No. 12 – JK (HME) of 2024**

**Dated: 04 .01.2024**

**WHEREAS,** Dr. Irshad Ahmad Mailk was appointed as Medical Officer vide Government Order No. 335-HME of 2010 dated 17.06.2010 and has reported in the Directorate of Health Services, Kashmir on 01.07.2010;

**AND WHEREAS,** the doctor, while posted at DH Kulgam, resorted to unauthorized absence w.e.f. 08.10.2014;

**AND WHEREAS,** vide No. Est/3/1-133/6001-04 dated 18.10.2014, Director, Health Services, Kashmir issued a notice to the doctor, wherein, an opportunity was given to him to report back to join his duties at DH Kulgam within three days, but the said doctor failed to resume his duties in the stipulated time period;

**AND WHEREAS,** in the meanwhile, the doctor submitted an application in the said Directorate and requested to transfer him to Pulwama;

**AND WHEREAS,** vide letter No. Est/3/1-133/9519-20 dated 31.01.2015, Director, Health Services, Kashmir had submitted the absence case of doctor to Administrative Department for further instructions;

**AND WHEREAS,** vide letter No. HD(Gaz)Gen-89/2012-II dated 10.06.2015, memorandum, articles of charge and statement of imputations was served to the doctor concerned;

**AND WHEREAS,** in response to the charge sheet, the doctor concerned had requested that he may be allowed to join the department and serve in his parent district i.e. Pulwama, which is deficient in radiology;

**AND WHEREAS,** vide Government Order No. 798-HME of 2015 dated 15.12.2015, Dr. G.M Chuloo, the then I/C Assistant Director (R&S), Health Services, Kashmir was appointed as Inquiry Officer to enquire into the charges framed against the doctor;

*Nishal*

*[Signature]*

*[Signature]*



**AND WHEREAS,** vide communication No. Es-3/1-133/5616 dated 18.01.2016, the Inquiry Officer had submitted his enquiry report, which was examined in the Department and finally vide Government Order No.247-HME of 2016 dated 04.04.2016, the doctor was allowed to rejoin the department and was directed to report Directorate of Health Services, Kashmir for further posting, subject to the condition that his absence period shall be decided separately;

**AND WHEREAS,** vide Order No. 60-G of 2016 dated 04.05.2016, Director, Health Services, Kashmir posted the said doctor at DH Handwara for further duties, but the doctor failed to join thereby again resorted to unauthorized absence;

**AND WHEREAS,** Administrative Department vide letter No. HD/Gaz/Gen-89/2012-PF dated 23.10.2017 allowed the doctor to rejoin his duties and subsequently, the doctor was posted at SDH Tral;

**AND WHEREAS,** vide letter No. Est/3/1-133/40/2010/11534 dated 14.07.2022, Director, Health Services, Kashmir has forwarded the case of doctor regarding settlement of his period of unauthorizedly absence w.e.f. 08.10.2014 to 29.10.2017 to the Administrative Department for further necessary action in the matter;

**AND WHEREAS,** the case was placed before the Departmental Designated Committee in its meeting held on 02.02.2023, however, the Committee deliberated upon the case and recommended as under:-

***"i) to treat the period of unauthorized absence w.e.f. 08.10.2014 to 29.10.2017 as Dies-Non and also subject to the condition that the said doctor was not involved in any subversive activities as well as he was not employed in any Government/Private sector and no departmental enquiry is pending against him, for which an affidavit authenticated by 1<sup>st</sup> 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".***

*Vishal*

*[Signature]*

*[Signature]*



**NOW, THEREFORE,** on the recommendation of the Departmental Designated Committee, sanction is hereby accorded to treat the period of unauthorized absence **w.e.f. 08.10.2014 to 29.10.2017** in favour of Dr. Irshad Ahmad Malik, Medical Officer as "**Dies-Non**", subject to the condition that the said doctor was not involved in any subversive activities as well as he was not employed in any Government/Private sector and no departmental enquiry is pending against him, for which an affidavit authenticated by 1<sup>st</sup> 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/-*  
**(Bhupinder Kumar) IAS**  
Secretary to the Government

No. HD-Gaz/11/2022-02(C.No. 203696)

Dated: 04 .01.2024

**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, 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.

*(Sanjeev Sharma) JKAS*  
Deputy Secretary to the Government

*Nishal*

*04.01.2024*  
*Sharma.*