



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

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**Subject:** O.A No. 990/2022-titled Dr. Mohammad Yousuf Bhat Vs UT of J&K & Ors – Rejection thereof.

**Government Order No. 262-JK (HME) of 2024**

**Dated: 01.04.2024**

**WHEREAS**, through the medium of O.A No. 990/2022 titled "Dr. Mohammad Yousuf Bhat V/S UT of JK & Ors" the applicant, Dr. Mohammad Yousuf Bhat approached the Hon'ble Central Administrative Tribunal, Srinagar Bench with a plea that the applicant has not been considered for the post of Associate Professor (General Medicine) advertised in the year 2019 in newly established Medical College at Baramulla, despite qualifying rules and guidelines notified by MCI vide notification dated 23.01.2018; and

**AND WHEREAS**, the Hon'ble Central Administrative, Tribunal, Srinagar Bench vide order dated 08.12.2023 disposed of the instant O.A No. 990/2022-titled Dr. Mohammad Yousuf Bhat Vs UT of J&K & Ors with following directions:

**"Respondents are directed to consider the applicant for the post of Associate Professor in accordance with Rules and Guidelines prescribed in MCI notified vide Notification dated 23.01.2018, within a period of six weeks from today, by passing a speaking and reasoned order".**

**WHEREAS**, vide communication No. ME-GAZ-NEW GMC/11/2018 dated 16.01.2019, Principals of five (05) new Government Medical Colleges were directed to advertise the posts of Professors & Associate Professors for filling up by way of "one-time absorption through lateral entry" among the eligible faculty members of Medical Colleges and Senior Consultants/Consultants of Health Department; and

**WHEREAS**, vide Government Order No. 53-HME of 2019 dated 16.01.2019, two Committees were constituted under the Chairpersonship of Principal, Government Medical College, Srinagar for Kashmir division and Principal, Government Medical College, Jammu for Jammu division for considering the selection of eligible doctors, who may apply for appointment as faculty members ( Professors & Associate Professors) by way of lateral entry as one time absorption in the newly established five Government Medical Colleges. In addition, the criteria for selection and the eligibility was also issued vide the said Government Order; and

**WHEREAS**, Principals of GMC, Anantnag / Baramulla/ Doda/ Kathua / Rajouri (new GMCs) constituted Sub Committees comprising of faculty members (Assistant Professors appointed on direct recruitment

basis through J&K, PSC) and Administrative Officer of the concerned Colleges to evaluate the applications received from various candidates for appointment on lateral entry basis. The Sub Committee evaluated the applications alongwith the connected documents in light of the laid down criteria and placed their recommendations before the Selection Committees constituted in terms of Government Order No. 53-HME of 2019 dated 16.01.2019; and

**WHEREAS**, in pursuance to the advertisement for one-time absorption by way of Lateral Entry of faculty members, among others, Dr. Mohammad Yousuf Bhat had applied for the post of Associate Professor in the Department of General Medicine in Government Medical College, Baramulla; and

**WHEREAS**, among forty-nine (49) other candidates, the candidature of Dr. Mohammad Yousuf Bhat, who had applied for the post of Associate Professor in the Department of General Medicine in Government Medical College, Baramulla was rejected, in view of the fact that they did not possess the requisite number of publications/ requisite teaching experience/ minimum required service; and

**WHEREAS**, the case of Dr. Mohammad Yousuf Bhat was examined in the Department and it was found devoid of merits.

**Now, therefore**, the claim of the applicant for his consideration to appointment to the post of Associate Professor in the Department of General Medicine in Government Medical College, Baramulla, has been considered in light of the Hon'ble Central Administrative Tribunal, Srinagar Bench Order on 08.12.2023 and also in light of the rules governing the subject has been found devoid of merit and is accordingly rejected

**By Order of Government of Jammu and Kashmir.**

**Sd/-**

**(Dr. Syed Abid Rasheed Shah), IAS**

Secretary to the Government  
Health and Medical Education Department

No. ME-leg0GAZT/8/2022-02 (CC: 139061)

Dated: 04.04.2024

**Copy to the:**

1. Principal Secretary to the Hon'ble Lieutenant Governor, J&K.
2. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
3. Director, Archives, Archeology & Museums J&K.
4. Principal, Government Medical College, Srinagar/ Baramulla.
5. Concerned.
6. Private Secretary to the Secretary to the Government, H&ME Department.
7. I/C Website, H&ME Department.
8. Government Order file/Stock File.

**(Waqar Talib)JKAS**

Under Secretary to the Government