

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

Subject: Termination of probation and discharge from Government service thereof.

Government Order No. 603 – JK (HME) of 2023
Dated: 31 .07.2023

WHEREAS, Director, Health Services, Jammu vide communication No. ES-3/6782/5061 dated 17.11.2022 has intimated that CMO Doda vide his letter No. CMO/D/Est-1/2324 dated 03.10.2022 has reported that while posted at NTPHC Haddal, Dr. Arshad Hussain Dar, Medical Officer has resorted to unauthorized absence from duty w.e.f. 19.03.2021;

AND WHEREAS, vide No. ES-3/6782/1832-35 dated 26.08.2021, Director, Health Services, Jammu served a notice to the aforementioned doctor with the direction to join the duty immediately at NTPHC Haddal otherwise disciplinary action will be initiated against him as warranted under rules, but the doctor did not resume his duties;

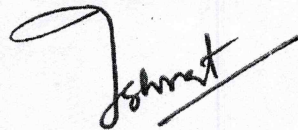
AND WHEREAS, Rule 21(1) of the J&K Civil Services (Classification, Control & Appeal) Rules, 1956 reads as under:-

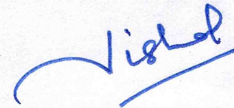
"At any time before the expiry of the prescribed period of probation, the appointing authority may:-

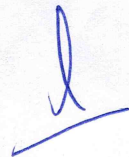
a. Suspend the probation of a probationer and discharge him from the service for want of vacancy; and

b. At its discretion terminate the probation of a probationer and discharge him from the service".

AND WHEREAS, Dr. Arshad Hussain Dar was appointed as Medical officer vide Government Order No. 152-HME of 2021 dated 02.03.2021 and he resorted to unauthorized absence from duties during his probation, therefore, vide No. HD- Gaz0Gen/936/2022-02 dated 25.05.2023, show cause notice was served to him with the direction to explain his conduct for his continued unauthorized absence from duty and as to why his services shall not be terminated in terms of Rule 21(1) of the J&K Civil Services (CCA) Rules, 1956, to the Administrative Department within 21 days from the date of issuance of the said notice;







AND WHEREAS, in response to show cause notice, Dr. Arshad Hussain Dar, Medical Officer has stated that he was posted far from his native place because of which he was not able to look after his ailing parents who are in old age and suffering from multiple health ailments and also stated that he had requested many times to concerned BMO to adjust him somewhere near to Doda town. Besides, the doctor concerned has requested to adjust him somewhere in Kashmir Division so that he could be relieved of daily agony and shall resume his duties immediately;

AND WHEREAS, the reply of the doctor has been examined in light of the rules in vogue and it observed that the post of Medical Officer is a UT cadre post and a Medical Officer can be posted anywhere in the UT of J&K, as such, the reason for his unauthorized absence is not justified. Besides, the doctor has not completed his probation successfully as he has resorted to unauthorized absence from duty during his period of probation.

NOW, THEREFORE , in exercise of powers conferred under clause (b) of Rule 21 (1) of the Jammu & Kashmir Civil Services (Classification, Control and Appeal) Rules, 1956, the probation of Dr. Arshad Hussain Dar, Medical Officer, S/o Sh. Haider Dar, R/o Village Hassanabad Saida Tehsil Khanyar, District Srinagar is hereby terminated and he is discharged from the Government service with effect from 19.03.2021 for remaining on unauthorized absence from duties w.e.f. 19.03.2021.

By order of the Government of Jammu and Kashmir.

Sd/-
(Bhupinder Kumar) IAS
Secretary to the Government

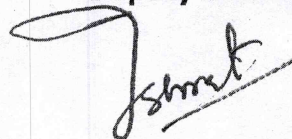
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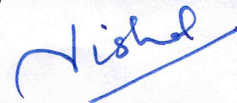
No. HD-Gaz0Gen/936/2022-02

Copy to the:-

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





31/07/2023