



Government of Jammu & Kashmir
SCHOOL EDUCATION DEPARTMENT
Civil Secretariat, Jammu

- Subject:** List of Lecturers/ Masters/ Teachers/ Non-teaching staff/ Class IV employees found guilty by UFM (Unfair Means) Committee of JK BOSE - *reinstatement thereof.*
- Ref:** Letter No: DSEK/IMW/UFM-2017/4213, dated 20.12.2017, received from Director School Education, Kashmir.

Government Order No: 138 - Edu of 2018
Dated: 08.02.2018

WHEREAS, In-charge Chairman-cum-Secretary, Jammu & Kashmir State Board of School Education (JK BOSE), vide Communication No: F(PSS/CU)17, dated 14.08.2017, forwarded two lists comprising 46 Lecturers/ Masters/ Teachers/ Non-teaching staff and Class IV employees of School Education Department, who were assigned duties as Superintendents/ Deputy Superintendents/ Assistant Superintendents for conduct of various Board examinations during the session 2016-17 across the State and were allegedly found involved in use of unfair means, thus violating the sanctity of the examinations; and

WHEREAS, the aforesaid Lecturers/ Masters/ Teachers/ Non-teaching staff and Class IV employees were given opportunity of being heard to explain their position and thereafter their cases were referred to JK BOSE Sub Committee on Unfair Means which, after deliberating upon the matter in detail, found them guilty of resorting to unfair means; and

WHEREAS, JK BOSE Sub Committee on Unfair Means after finding the aforesaid Lecturers/ Masters/ Teachers/ Non-teaching staff/ Class IV guilty, awarded them punishment by debarring/ disqualifying them from taking future Board/ invigilation assignments for violating the sanctity of the examinations; and

WHEREAS, JK BOSE intimated the School Education Department about the action taken in the matter. The School Education Department took a serious view of the matter and observed that the Lecturers/ Masters/ Teachers/ Non-teaching staff and Class IV employees who were entrusted invigilation duties by JK BOSE have breached the trust reposed in them while working as Superintendents/ Deputy Superintendents/ Assistant Superintendents in various Board examinations during the session 2016-17 and have indulged in acts which attract further punitive action, in terms of J&K Civil Services (Classification, Control and Appeal) Rules, 1956; and

WHEREAS, in order to create a strong deterrent for such acts in future, vide Government Order No. 757-Edu of 2017, dated 11.10.2017, as many as 46 Lecturers/ Masters/ Teachers/ Non-teaching staff and Class IV employees of both Jammu and Kashmir Divisions were placed under suspension by the Administrative Department with immediate effect. However, it was further ordered that during their period of suspension, they shall continue to report at their respective places of postings; and

WHEREAS, JK BOSE vide its letter, dated 25.10.2017, informed the School Education Department that amongst 46 suspended officers/ officials of the School Education Department, as many as nine officers/ officials of Kashmir Division have been exonerated by the Review / Appellate Committee of the charges of resorting to unfair means and accordingly vide Government Order No. 917-Edu of 2017, dated 27.0.2017, these officers/ officials of Kashmir Division were reinstated into Government Services by treating their period of suspension as on duty. However, it was further ordered that the above officers / officials shall remain careful in future as any misdemeanor on their part shall attract action under extant rules; and

WHEREAS, vide Administrative Department's letter, dated 27.10.2017, Director, School Education, Kashmir (DSEK) was asked to frame and serve Memorandum containing Article of Charges, along with Statement of Imputation, upon the remaining officers / officials of the School Education Department, who have not been exonerated by the Review/ Appellate Committee of JK BOSE for obtaining their replies within a period of 15 days and forward the same to the Administrative Department for taking further action, in terms of Jammu and Kashmir Civil Services (Classification, Control and Appeal) Rules, 1956; and

WHEREAS, DSEK vide Memorandum issued on 06.12.2017 served the requisite charge-sheets containing Article of Charges along with Statement of Imputation upon these delinquent officers/ officials for furnishing their replies; and

WHEREAS, all the officers/ officials have furnished their replies to the Articles of Charges along with documentary evidence and the DSEK vide letter No: DSEK/IMW/UFM-2017/4213, dated 20.12.2017, forwarded these replies to the Administrative Department for taking further necessary action; and

WHEREAS, the case was examined in the Administrative Department and it has been found that since the Unfair Means Committee of JK BOSE has imposed major penalty on the invigilation staff members by debarring them from future Board assignments, therefore, their continued suspension for almost three months tantamounts to doubling their punishment. Besides, it was further observed that major victims of their continued suspension would be the students, who shall suffer as and when classes resume after winter vacation in Kashmir Division in case the teaching staff is not reinstated;

AND WHEREAS, on further examination of the case on the basis of facts mentioned above, it has been decided to accept the replies to the charge-sheets furnished by these suspended officers / officials of School Education Department of Kashmir Division and also decided to reinstate them into Government Service by treating their period of suspension as on leave whatever kind due, including extraordinary leave and leave without pay; and

NOW, therefore, sanction is hereby accorded to the reinstatement of the following officers/ officials of the School Education Department of Kashmir Division into Government Service with immediate effect by treating their period of suspension as on leave whatever kind due including extraordinary leave and leave without pay:

1. Bashir Ahmad Sheikh, I/C Headmaster, GHS Hadipora.
2. Abdul Majid Lone, Lecturer, HSS Waterhail.
3. Farooq Ahmad Dar, Lecturer, HSS Parnewa.
4. Manzoor Ahmad Rather, I/C Lecturer, GHSS Aloosa.
5. Feroz Ahmad Kalas, Teacher, GHS Kachwari.

6. Bilkees Khan, Master, GHS Syedpora-Harwan.
7. Hidayatullah, Master, HS Khalil-Mandoora Tral.
8. Naseer Ahmad Chasti, Master, GHS Boniyar.
9. Rafia Shabnum, Master, BMS Gusoo.
10. Mohammad Farooq Wani, Master, HS Raiyar.
11. Bashir Ahmad Wani, Teacher, HS Khalil-Mandoora Tral.
12. Mohammad Amin Rather, Teacher, GHS Harwan.
13. Ghulam Hassan, Teacher, GMS Jahama.

It is further ordered that the above officers/ officials shall be debarred from future invigilation assignments of JKBOSE. They shall also be warned to remain careful in future.

By order of the Government of Jammu and Kashmir.

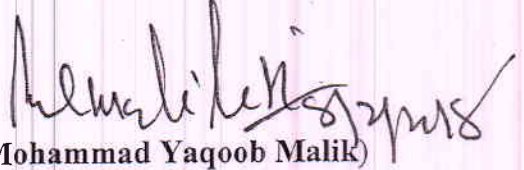
Sd/-
Secretary to the Government
School Education Department

No: Edu/BOSE/30/2017

Dated: 08.02.2018

Copy to the:-

1. In-charge Chairman / Secretary, JK BOSE, Jammu.
2. Director, School Education, Kashmir.
3. Joint Director, School Education, Central Kashmir.
4. Private Secretary to the Hon'ble Minister for Education for information of the Hon'ble Minister.
5. Private Secretary to the Hon'ble Minister of State for Education for information of the Hon'ble Minister.
6. All Chief Education Officers of Kashmir Division.
7. Concerned officers/ officials.
8. Government Order File (w.2.s.c)
9. In-charge Website


(Mohammad Yaqoob Malik)
Under Secretary to the Government
School Education Department

08/2/18