



**GOVERNMENT OF JAMMU AND KASHMIR
SCHOOL EDUCATION DEPARTMENT,
CIVIL SECRETARIAT JAMMU/KASHMIR**

Subject: Contempt No: 105/2015 in SWP No: 3177/2014 titled Amar Nath
V/S State and others.

Government Order No: 27 - Edu of 2016

D a t e d: 03- 02 - 2016

Whereas, the petitioner Sh. Amar Nath filed writ petition bearing SWP No: 3177/2014 before the Hon'ble High Court at Jammu praying therein for benefit of regularization from the date he was elevated as I/C Lecturer i.e. from 27.12.2004;

Whereas, the said writ petition was disposed of by the Hon'ble High court vide its order dated: 12.11.2014, the operative part whereof is reproduced as under:-

"Petition along with connected CMA(s) is accordingly disposed of with a direction to the respondents that they shall accord due consideration to the representation of the petitioner as are pending before them and to take a final decision thereon within a period of six weeks. The result of the consideration shall be conveyed to the petitioner. The right is reserved to the petitioner to re-agitate subject to survival of cause".

Whereas, on examination of the record, it was found that the petitioner was elevated as I/C Lecturer (English) vide Government Order No: 964-Edu of 2004 dated: 27.12.2004;

Whereas, the petitioner retired on superannuation w.e.f. 30.4.2007;

Whereas, the petitioner was inadvertently regularized as Lecturer w.e.f. 13.5.2008 when he had already retired on 30.04.2007, as such the petitioner was not entitled for regularization nor he can claim regularization over and above his seniors who stands regularized in the year 2008;

Now, therefore, keeping in view the above facts and records available, the claim of the petitioner for regularization from the date of his placement as I/C Lecturer i.e. 27.12.2004 has been considered but found unjustified, hence rejected..

By Order of the Government of Jammu and Kashmir.

Sd/-
(Shaleen Kabra)
Commissioner/Secretary to Government
School Education Department

No: Edu/Legal/J/Misc/357/2015

Dated: 03-01-2016

Copy to the:-

1. Director School Education, Jammu for information and necessary action.
2. Sh. Ravinder Gupta, Ld. AAG, J&K High Court, Jammu with the request to have the statement of facts/compliance report filed in the contempt petition.
3. Pvt. Secretary to Commissioner/Secretary to Government, School Education Department for information of Commissioner/Secretary.
4. Sh. Amar Nath S/O Late Sh. Chandu Lal R/O Village Kahari PO Seri Tehsil Bhaderwah District Doda (J&K).
5. Incharge Website
6. Govt. Order file (w.3.s.c)
7. Stock file.


(R.K. Misri) 20.1.2016
Under Secretary to Government
School Education Department