

GOVERNMENT OF JAMMU AND KASHMIR
SCHOOL EDUCATION DEPARTMENT
CIVIL SECRETARIAT, J&K, Jammu.

Subject:- Regularization of Falah-Aam-Trust Teachers/Peon.
Government Order No. 1546 - Edu of 2021
D a t e d: 05 .11.2021

WHEREAS, Sh. Khazir Mohd. Qureshi, BPS Warpora, Gh. Nabi Mandoo, PS Gonipora, Ab. Gani Bhat PS Vodpora and Ghulam Hassan Reshi, GHS Qammer, Gh. Mohd. Mir & Mohd. Amin Khan (Peon-HSS Bugam) of District Kupwara, Anantnag & Kulgam were working as Falah-i-Aam Trust (FAT) un-regularized Teachers & Peon in the School Education Department, and passed away during the service on 18.11.1997, 14.01.2001, 30.10.1996, 20.07.2003, 04.12.2010;

AND WHEREAS, the Director School Education, Kashmir vide communication No. DSEK/Legal/NT/398 dated 25.10.2016 (after a gap of more than 12 years) has informed that the above titled FAT employees who have expired were not regularized as Teachers & Peon. Besides also the Chief Education Officer, Kupwara vide communication No. 25289-90 dated 30.11.2017 has informed that the regularization of FAT employees was issued in the year 2004 vide Govt order No. 731-Edu of 2004 Dated 03-09-2004, but the names of the said FAT employees were not incorporated in the said order;

AND WHEREAS, accordingly to list of FAT employees provided by the Director School Education, Kashmir, the School Education Department submitted the draft resolution to the Cabinet and the Cabinet approved the memorandum vide decision No. 155 dated 31.08.2004. Thereafter, on the basis of Cabinet Decision dated 31.08.2004, the Department issued regularization order in favour of 613 Teachers of Falah-i-Aam Trust (FAT) vide Government Order No. 731-Edu of 2004 dated 03.09.2004, but the names of the above said FAT employees under consideration were not existing in the said list;

AND WHEREAS, the Director School Education, Kashmir vide communication No. Estt-III/B-Writ/977-81 dated 09.05.2005 reported that there were 900 Falah-i-Aam Trust employees (including 613 FAT teachers regularized vide Government Order No. 731-Edu of 2004 dated 03.09.2004);

AND WHEREAS, the Director School Education, Kashmir from time to time provided a list of 222 & 26 Teachers and 38 Class-IV of Falah-i-Aam Trust (FAT) employees (wherein the names of above titled FAT employees under consideration were not existing in the list) for their regularization and accordingly

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vide Cabinet Decision Nos. 101/07/2009 dated 14.07.2009 & 171/206/2012 dated 19.09.2012, the Department issued regularization order in favour of 222 Teachers and 38 Class-IV, of Falah-i-Aam Trust (FAT) employees vide Government Order No. 579-Edu of 2009 dated 17.07.2009 and regularization of 26 Teachers of Falah-i-Aam Trust (FAT) vide Government Order No. 836-Edu of 2012 dated 19.10.2012, with the direction to the Director School Education, Kashmir, that all the employees of Falah- i-Aam Trust as per the initial figures submitted by the Directorate stands regularized as such this was the last tranche of regularization of 'Falah-i-Aam Trust' employees and no more employees are now left to be regularized;

AND WHEREAS, according to initial figures (900 FAT employees) provided by the Director School Education, Kashmir from time to time. Out of these 900 FAT employees, 899 employees of erstwhile FAT stands regularized from time to time by the Department vide above said Government Orders and the Director School Education, Kashmir has informed that in one case namely Manzoor Ahmed Malik adverse report has been received;

AND WHEREAS, the Department vide communication dated 27.07.2018, also requested the Director School Education, Kashmir to intimate as to whether the names of deceased FAT Teachers were included when the posts were created vide Government Order No. 731-Edu of 2004 dated 03.09.2004 and Government Order No. 579-Edu of 2009 dated 17.07.2009 and also to furnish the latest status of these vacancies;

AND WHEREAS, the Director School Education, Kashmir vide communication dated 18.09.2018 and 27.09.2018 has intimated that the Chief Education Officer, Kupwara and Anantnag have informed that the names of the FAT Teachers were not included when the posts were created and these vacancies/posts are abolished when the incumbents working on these posts are promoted/proceed on superannuation/retirement/Resignation;

AND WHEREAS, while examining the cases of the above mentioned FAT employees under consideration, it was found that their names were not existing in the list provided by the Director School Education, Kashmir from time to time and also there is no policy framed by the Government in this regard. Besides, the Cabinet has earlier vide its Decision No. 171/206/2012 dated 19.09.2012, has conveyed that this would be the last tranche of regularization of 'Falah-i-Aam Trust' employees, as the departmental memorandum also stated that no more employees are now left to be regularized. There were only 900 FAT employees as per the initial reports, so the Department cannot re-initiate/consider the case of

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the above mentioned FAT employees for regularization in view of the above stated circumstances.

AND WHEREAS, last tranche has been regularized, the list cannot be allowed to be increased from time to time in future.

Now, therefore, the claim of the deceased Falah-i-Aam-Trust employees, Late khazir Mohd. Qureshi, BPS Warpora, Late Gh. Nabi Mandoo, PS Gonipora, Late Ab. Gani Bhat, PS Vodpora, Late Ghulam Hassan Reshi, GHS Qammer, Late Gh. Mohd. Mir & Late Mohd. Amin Khan of District Kupwara, Anantnag & Kulgam who were supposedly working as Falah-i-Aam Trust (FAT) Teachers/Peon in the School Education Department for their regularization have been examined/considered by the Department and being devoid of merit, is hereby rejected.

By Order of the Government of Jammu and Kashmir.

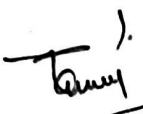
**Sd/-
(B.K. Singh)
Principal Secretary to Government
School Education Department**

No. Edu-LGL0Kmr/13/2021-01

Dated: .11.2021

Copy to the:-

1. Joint Secretary, (J&K), Ministry of Home Affairs, Government of India.
2. Director School Education, Kashmir for information.
3. Chief Education Officer, Anantnag/Kupwara/Kulgam for information.
4. Private Secretary to Principal Secretary to Government, School Education Department.
5. I/C Website
6. Govt. Order file (w.3.s.c).


**(Mukhtar Ahmad) KAS,
Deputy Secretary to Government,
School Education Department.**

