



**Government of Jammu and Kashmir  
School Education Department  
Civil Secretariat, Srinagar**

**Subject: Treating of suspension period as on duty in favour of Mr.Mohd Sayeed,  
Senior Lecturer.**

**Government Order No. 300 -Edu of 2017**

**D a t e d: 04 - 07 - 2017**

Whereas, one Mr.Mohd Sayeed, Senior Lecturer has represented this department for treating his suspension period w.e.f 08.05.2007 to 30.12.2014 as on duty on the grounds that he was reinstated by the DSEJ on 30.12.2014 subsequent to his acquittal from all the charges levelled against him by the Hon'ble Court and he was regularly attending duties during the period of his suspension; and

Whereas, the case was processed in this Department and the DSE Jammu was asked to furnish a report in the matter along with present status of the case; and

Whereas, the copy of representation along-with copy of judgement dated 27.12.2013 passed by the Additional Sessions Judge, Rajouri (in case FIR No.196/2007 P/S Rajouri titled State V/s Mohd Sayeed S/o Mohd Shafi) was forwarded to the Department of Law, Justice & Parliamentary Affairs with the request to intimate as to whether any appeal is being filed by the Department of Law, Justice & PA against the said judgement; and

Whereas, the DSE Jammu has reported that in the suspension order of Sh.Mohd Sayeed, Senior Lecturer, nothing was mentioned about his attachment/ deployment/ transfer, as such he remained present during the suspension period w.e.f 08.05.2007 to 29.12.2015 and also taught the 11<sup>th</sup> and 12<sup>th</sup> classes regularly in the school. Moreover, the Board results for the said period was quite satisfactory.

Whereas, Mr.Mohd Sayeed, Senior Lecturer has been acquitted by the Hon'ble Court from all the charges and subsequently re-instated by the DSE Jammu on 30.12.2014 with the stipulation that his suspension period will be decided later on; and

Whereas, after his re-instatement by DSEJ, Mr.Mohd Sayeed was continuously working in the concerned school and the concerned Principal has also recommended that the suspension period of Mr.Sayeed, Lecturer be treated as on duty as his work and behavior during the period remained quite satisfactory and proper procedure has been adopted while reinstating the Lecturer; and

Whereas, the Department of Law, Justice and Parliamentary Affairs has reported that no appeal has been filed by the department against judgement dated 27.12.2013; and

Whereas, the case was re-examined in the School Education Department in consultation with the Public Law Officer and Financial Advisor/ CAO of this Department and it was decided that the period of suspension of Mr.Mohammad Sayeed, w.e.f 08.05.2007 to 30.12.2014 be treated as on duty.

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Now, therefore, in view of position, it is hereby ordered that the suspension period of Mr. Mohd Sayeed, Senior Lecturer w.e.f 08.05.2007 to 30.12.2014 is hereby treated as on duty with full pay and allowances, which he would have been entitled to, minus the subsistence allowance drawn during the suspension period which will be adjusted/ deducted accordingly by the concerned DDO.

By order of the Government of Jammu and Kashmir.

Sd/-  
(Farooq Ahmad Shah) IAS  
Secretary to Government  
School Education Department

No: Edu/ VI/ 05/ 2016

Dated: 04 .07. 2017

Copy to the:-

1. Director School Education, Jammu.
2. OSD to Hon'ble Minister for Education for information of the Hon'ble Minister.
3. Special Assistant to Hon'ble Minister of State for Education for information of the Hon'ble Minister.
4. Private Secretary to Secretary to Government, School Education Department.
5. Concerned.
6. PA to Additional Secretary to Government, School Education Department.
- ✓ 7. I/C Website, School Education Department.
8. Govt. order file/ Monday Return/ Stock file.

  
03/07/17  
(Sanjay Pandita)

Under Secretary to Government  
School Education Department

 