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GOVERNMENT OF JAMMU AND KASHMIR  
SCHOOL EDUCATION DEPARTMENT,  
CIVIL SECRETARIAT JAMMU/KASHMIR  
(Legal Section)  
\*\*\*\*\*

Subject: Contempt No: 81/2016 in SWP No: 1826/2015 titled Ram Lal Bhatti V/S State and others.

Government Order No: 61 - Edu of 2017

D a t e d: 15 - 02 - 2017

Whereas, Sh. Ram Lal Bhatti has filed writ petition bearing SWP No: 1826/2015 before the Hon'ble High Court at Jammu wherein the petitioner has prayed to consider the case in light of the Government order No: 26-Edu of 2014 dated: 04.1.2014 read with Rules governing the field for his placement as Incharge Principal and equivalent w.e.f. 24.2.2014 in the School Education Department; and

Whereas, the Hon'ble High Court vide its order dated: 12.06.2015 has disposed of the writ petition with the following directions:-

*"Learned Counsel for the petitioner stated that his case be considered for grant of benefits of Incharge Principal in light of Government order No: 26-Edu of 2014 dated: 04.01.2014. It is stated that the petitioner's name is figuring at Sr. No: 124 in the said order and has been discriminated.*

*This petition is disposed of with the direction to respondents to consider the placement of the petitioner from the post of Sr. Lecturer to the post of Incharge Principal within a period of four weeks, on the analogy of the others who have been given the promotion and figuring in Government Order No: 26-Edu of 2014 dated: 04.01.2014 in accordance with rules".*

Whereas, in terms of recruitment rules, method of promotion to the post of Principal is as under:-

- I. 80% by promotion from Class-III Category A (Senior Lecturer) from candidates having Masters degree besides possessing 3 years substantive service as such and;
- II. 20% from Class III Category B (ZEO/Sr. HM/DPO) from candidates having Masters degree besides possessing 3 years substantive service as such.

Whereas, School Education Department ordered placement of 821 eligible Lecturers as Sr. Lecturers vide Government Order No: 1074-Edu of 2013 Dated: 30.12.2013 which included petitioner Sh. Ram Lal Bhatti; and

Whereas, the Department operated seniority list of Sr. Lecturer for promotion as Principal and the petitioner figured in the list as a candidate under 'SC' category; and

Whereas, Government Order No: 1074-Edu of 2013 dated: 31.12.2013 pertaining to placement of Lecturers as Sr. Lecturers and Government No: 26-Edu of 2014 dated: 04.01.2014 pertaining to placement of Sr. Lecturers and equivalent and Zonal Education Officers and equivalent as I/C Principals and equivalent were challenged by way of in the writ petition SWP No: 156/2014 titled 'Urvashi Parihar and others V/S State and others' before the Hon'ble High Court at Jammu; and

Whereas, the Hon'ble High Court vide its interim order dated: 28.01.2014 has passed the following order:-

*"Issue Notice to respondents in main petition as also in CMA returnable within four weeks.*

*Steps within one week.*

*List after for weeks.*

*In the meanwhile, subject to objections from other side and till next date before the bench, operation of order impugned No: 1074-Edu of 2013 dated: 30-12-2013 and order No: 26-Edu of 2014 dated: 04-1-2014 in so far as the impugned orders pertain to private respondents, shall remain stayed".*



Whereas, among others, petitioner is also arrayed as respondent No: 8 in the said writ petition (SWP No: 156/2014);and

Now, therefore, in compliance to the order dated: 12.06.2015 passed by the Hon'ble High Court of J&K in SWP No: 1826/2015 titled "Ram Lal Bhatti V/S State and others", case of the petitioner has been examined and it has been found that in view of the court directions, no further action can be taken at this stage for his placement as I/C Principal and equivalent.

By Order of the Government of Jammu and Kashmir

Sd/-

(Shaleen Kabra)

Commissioner/Secretary to Government  
School Education Department

No: Edu/Legal/J/Misc/386/2015

Dated: 15 -02-2017

Copy to the:-

1. Director School Education, Jammu for information and necessary action.
2. Sh. Ravinder Gupta, Additional Advocate General, J&K High Court, Jammu for information and necessary action.
3. Pvt. Secretary to Principal Secretary to Government, School Education Department.
4. Incharge Website
5. Ram Lal Bhatti S/O Sh. Beli Ram Bhatti R/O Village Dharam Kot, P.O Bhaddu Tehsil Billawar, District Kathua.
6. Govt. Order file (w.3.s.c)

( Sanjay Pandita )

Under Secretary to Government  
School Education Department