



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

- Subject:** Institution of mechanism in terms of Government Order No: 252-HE of 2012, dated. 30.05.2012 regarding degrees obtained through 'Distance Mode'.
- Reference:** U.O. No: GAD(Adm)81/2011, dated 21.08.2017 from General Administration Department.

Government Order No: 940- Edu of 2017

Dated: 19 .11.2017

Whereas, in the School Education Department, a large number of in-service Master/Teachers pursue/obtain their B.Ed/ M.Ed and PG Degrees through 'Regular' and 'Distance Mode' from Universities outside the State, and thereafter represent for inclusion of their names in the seniority lists of respective disciplines for promotion purposes; and

Whereas, a number of such in-service candidates acquire their degrees without obtaining prior permission from the Competent Authority. Besides, the School Education Department is not able to assess and verify the validity/equivalence of such degrees since the degrees in majority of the cases are obtained by the candidates from Universities outside the State through Study Centres'; and

Whereas, pursuant to Clause XI of the Government Order No. 252-HE of 2012, dated 30.05.2012, the School Education Department *vide* Government Order No: 66-Edu of 2017, dated 16.02.2017, instituted a mechanism of introduction of written test to assess the quality of degrees acquired through Distance Mode by in-service candidates (*Masters/Teachers*) for considering their promotion to the next higher level; and

Whereas, the said Government Order has been kept in abeyance by the Department *vide* Government Order No: 140- Edu of 2017, dated 23.03.2017; and

Whereas, the Government Order No: 140-Edu of 2017, dated 23.03.2017, has been challenged before the Hon'ble J&K High Court by the medium of a Writ Petition under SWP No. 908/2017 and the Hon'ble High Court has stayed the said order on 16.05.2017; and

Whereas, a meeting was chaired by the Hon'ble Minister for Education on 08.06.2017 to discuss the issues pertaining to recognition of degrees obtained through Distance Mode and implications of Clause (XI) of the Government Order No: 252 HE of 2012, dated 30.05.2012, and it was unanimously agreed in the meeting that the State Government needs to re-visit Clause (XI) of the Government Order No: 252 HE of 2012, dated 30.05.2012; and

Whereas, the matter was referred to the General Administration Department, the custodian of service matters, for concurrence/ agreement vis-à-vis re-visiting the Clause (XI) of the Government Order No: 252-HE of 2012 and for creating a revised

mechanism that would pave way for accepting the Distance Mode degrees of in-service candidates for their promotion to the next higher level; and

Whereas GAD returned the matter *vide* U.O. No: GAD(ADM)81/2011, dated 21.08.2017, with the following observation:

The School Education Department is advised to devise a Department-specific Mechanism as envisaged in Government Order No: 252-HE of 2012, dated 30.05.2012, and that there is no need to revisit Clause (XI) of Government Order No: 252 HE of 2012, dated, 30.05.2012.

Whereas, pursuant to the observation/opinion of General Administration Department, the Hon'ble Minister for Education chaired another meeting on 12.10.2017, which was also attended by Dean, Academic Affairs of the Universities of Kashmir and Jammu. The meeting was also attended by the Administrative Secretaries of Higher Education, GAD, School Education and Law, Justice & Parliamentary Affairs Department. After threadbare discussion, it was unanimously decided that as advised by the General Administration Department, the School Education Department shall devise a Department-specific Mechanism to assess and verify the degrees obtained by in-service candidates through Distance Mode on the parameters laid down in the Government Order No: 252-HE of 2012, dated 30.05.2012 as well as the University Grants Commission (UGC) guidelines, notified on the subject from time-to-time.

Now therefore, pursuant to the relevant clauses of the Government Order No: 252-HE of 2012, dated 30.05.2012, the decisions taken in the meeting held on 12.10.2017 and in supersession of all the previous orders issued on the subject, sanction is hereby accorded to the adoption of the following Department-specific Mechanism to check and verify the validity and genuineness of the Distance Mode degrees obtained by in-service candidates of the School Education Department:

- i. The University/ institution awarding the degrees in Distance Mode are UGC recognized and established by an Act of Parliament or the State Legislature.
- ii. The courses offered are approved by Distance Education Council (DEC)/ All India Council for Technical Education (AICTE).
- iii. The in-service candidates, who have acquired their degrees through Distance Mode prior to the issuance of Jammu & Kashmir Private Colleges (*Regulation & Control*) Rules, 2005, notified *vide* SRO-339 of 2005, dated 20.12.2005, shall be treated as recognized/ valid, provided the Universities/ institutions from which they have obtained their degrees are recognized as per UGC guidelines and are DEC/ AICTE approved.
- iv. The courses in Science subjects where practicals are part of the curriculum, the concerned University shall certify that the practicals have been conducted from the main campus of the University as envisaged in Clause (VI) of the Government Order No: 252-HE of 2012, dated 30.05.2012.
- v. The in-service candidates, who have obtained degrees in B.Ed/ M.Ed courses through Distance Mode from Universities of Kashmir/ Jammu/ IGNOU or any other UGC-recognized university shall be considered as valid degree for effecting their promotion, provided these degrees are also DEC-approved.
- vi. The degrees obtained through Distance Education Mode from off-campus which have been established by the State Universities beyond their territorial jurisdiction shall not be recognized.
- vii. The in-service candidates have obtained their degrees after seeking proper permission from the Competent Authority at the relevant point of time.



- viii. The promotion of in-service candidates, including Distance Mode degree-holders, shall be performance-based and their regularization will be effected strictly as per their last three years' performance in their respective disciplines.
- ix. While verifying and considering the degrees obtained through Distance Mode by the in-service candidates, the concerned authorities shall ensure strict compliance of the directions passed by the Hon'ble Courts.
- x. The in-service candidates, who have obtained their degrees through Distance Mode from the UGC-recognized Universities for the courses approved by DEC/ AICTE shall have to produce *bonafide* certificate in Form 'A' appended to this Order, before concerned Directors of School Education.

The concerned Directors shall verify the degrees in light of the above conditions, status of permission and admissibility of leave and thereafter, recommend the cases to the Administrative Department for further appropriate action.

- xi. The degrees obtained in contravention to the conditions laid down hereinabove or submitted without the *bonafide* certificate and clear-cut recommendations of the concerned Directors shall not be entertained for seniority /promotion purposes.

By order of the Government of Jammu & Kashmir.

Sd/-

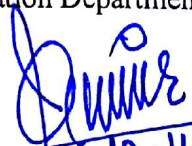
(Farooq Ahmed Shah) IAS
Secretary to the Government
School Education Department

No:- Edu/V/17/2017

Dated: 12.11.2017

Copy to:

1. Advisor to the Hon'ble Chief Minister.
2. Principal Secretary to the Hon'ble Chief Minister.
3. Principal Secretary to the Government, Higher Education Department.
4. Commissioner/ Secretary to the Government, General Administration Department.
5. Secretary to the Government, Department of Law, Justice and Parliamentary Affairs.
6. Registrar, University of Kashmir/ Jammu.
7. Secretary, J&K Public Service Commission.
8. Director School Education, Kashmir/ Jammu.
9. Private Secretary to Chief Secretary, J&K.
10. Private Secretary to Secretary to the Government, School Education Department.
11. Government Order File (w.3.s.c)/ Monday Return/ Stock File.
12. In-charge website


12.11.17
(Javid Ahmad Reshi)
Under Secretary to the Government
School Education Department

FORM -A

(Bonafide certificate of concerned University for in-service candidates)

1. Name of the candidate _____
2. Parentage _____
3. DOB _____
4. Address _____
5. Category _____
6. Details of Degree/Course/Institute/College/University
 - a) Name of the Institute/College/University _____
 - b) Name of the Degree/Discipline with details of total/aggregate marks secured _____
 - c) Date of Admission _____ d) Date of Joining _____
 - e) Duration of Course _____ f) Registration No. _____
7. Science subject where practical's are part of curriculum _____
 - i) Marks obtained in theory _____
 - ii) Marks obtained in Practical's _____
 - iii) Duration of Practical's conducted/Attended by the candidate _____
 - iv) Whether Practical's conducted from main campus/study centre _____
- 8) Date of Completion of the Course/Degree _____
- 9) Mode of completion _____ (Regular/Correspondence/Study Centre)
- 10) Status of the Institute/ College/University _____ (Deemed/Affiliated)
- 11) Whether the candidate has completed his/her course in main campus _____ (if NO) Please furnish the following details:-
 - a) Name and address of the institute /college where the candidate has completed his /her course:- _____
 - b) Name and Address of the university with which the institute /college is affiliated _____
- 12) Whether the University is UGC recognized and established under act OF parliament/State Legislature If yes _____
Date of establishment and recognition _____

13) Whether the Institution/University has approval of Distance Education Council/AICTE to run the Course _____

(Seal and signature of the Head of Institution)

(Counter signed by Registrar of the University)
