

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

Subject: CPSW No. 281/2017 in SWP No. 763/2007 titled Ram Pyari Vs Farooq Shah & Ors.

Government Order No:256 - JK (Edu) of 2022

Dated: 18.11.2022

Whereas, petitioner Smt. Ram Pyari filed a writ petition before the Hon'ble High Court of J&K and Ladakh at Jammu, praying therein that she was appointed as teacher in the year 1985 and was subsequently promoted as Master on 28.04.1986 and then further elevated as I/c Lecturer w.e.f. 29.09.1991 in the Hindi discipline. Consequently, vide Government Order No. 831-Edu of 2000 dated 01.08.2000, the petitioner was regularized as Lecturer w.e.f. 13.01.1996. The petitioner has prayed for retrospective regularization as Lecturer in the discipline of Hindi w.e.f. 1991 on the ground that her immediate juniors namely Smt. Vimla Devi and Smt. Binla Devi were given the effect of regularization w.e.f. 1993;

The Hon'ble High Court Jammu disposed of the writ petition on 02.03.2016 with the following observations:

".....Admittedly, the court had conceded to grant the benefits of regularization to the petitioner as - Lecturer w.e.f 20.11.1993. However, the said benefit was stopped on the premise that Govt. had revoked the Order No. 1491-Edu-2002 dated 31.12.2002 in so far as it pertained to the discipline of Mathematics. Admittedly, the petitioner does not belong to the discipline of Mathematics but is a Lecturer in Hindi and, therefore, would not be covered by the said revocation order.

Although, the said revocation order has not been placed before the court, yet based purely upon the pleadings, it would become clear, that right of the petitioner would not be affected by any such revocation order, which was aimed to withdraw the benefit only from those lecturers, who were given the benefit in the discipline of Mathematics.

Be that as it may, there would be little justification from the Govt. to withhold the benefit from the petitioner as had earlier been conceded to by it as is reflected from the Notice, which forms Annexure-B to the writ petition.

For the aforementioned reasons; this writ petition is allowed. The petitioner shall be given the benefits in terms of Notice (Annexure-B) to the writ petition w.e.f., 20.11.1993. Let appropriate orders be passed within a period of one month from the date, a copy of this order is made available to the respondents."

Whereas, the petitioner has also filed a contempt petition before the Hon'ble High Court bearing CPSW No. 281/2017;

Whereas, pursuant to the directions of the Hon'ble High Court Jammu, case of the petitioner was examined by the department and it has been found that the department has issued a notice for seeking objections from members of the cadre with regard to considering the regularization of Smt. Ram Pyari (Petitioner) notionally w.e.f. 20.11.1993 (instead of 13.01.1996) i.e. the date from which her immediate junior counterpart namely Smt. Vimla Devi has been regularized;

Whereas, the records reveal that no objection has been received from any member of the cadre regarding the above notification,

In view of above facts and circumstances and in compliance with the directions dated 02.03.2018 passed by the Hon'ble High Court of J&K in SWP No 763/2007 titled Ram Pyari Vs J&K State and Others, the claim of the petitioner after being considered in the Department and accordingly, sanction is hereby accorded to the regularization of the petitioner namely Smt. Ram Pyari, to the post of Lecturer in Hindi, notionally w.e.f. 20.11.1993 for the purposes of seniority, subject to the following conditions:-

- i. That the academic credentials of the petitioner are genuine / valid as per UGC guidelines.
- ii. That the service particulars submitted by the petitioner are as per service records and valid Government Orders lest the order shall be withdrawn ab-initio.
- iii. The above order shall be subject to clearance from Departmental Promotion Committee / PSC.
- iv. That the work and conduct of the incumbent has remained satisfactory as per APRs together with result for preceding years.
- v. The above promotion shall be without prejudice to the outcome of the writ petition(s) / any other proceeding, if any, pending before the Hon'ble Court(s) / Tribunal or any other forum.

By Order of the Government of Jammu and Kashmir.

Sd/-

Alok Kumar (IRS)


**Principal Secretary to the Government,
School Education Department.**

No. Edu-LGL0Jmu(HC)/191/2022-04 (C.No. 7061849)

Dated: .11.2022.

Copy to the: -

1. **Joint Secretary (J&K) Ministry of Home Affairs, Government of India.**
2. **Secretary to the Government, General Administration Department.**
3. **Director School Education, Jammu for information.**
4. **OSD with the Advisor (B) to the Lieutenant Governor, UT of J&K for information.**
5. **Chief Education Officer concerned for information.**
6. **Private Secretary to the Principal Secretary to Government, School Education Department for information.**
7. **Sh. Raman Sharma Ld AAG, High Court of J&K & Ladakh for information.**
8. **Smt. Ram Pyari (Petitioner) for information.**
9. **Website for uploading the same on official website.**
10. **Government Order File/Concerned File (w.2.s.c).**


**(Masood Ahmad Wani) JKAS
Deputy Secretary to the Government**

(11) A

Government of Jammu and Kashmir
School Education Department
Civil Secretariat, Jammu/Kashmir.

Subject: **Holding of Awareness Workshops cum Stakeholder Consultation on Draft National Credit Framework (NCrF)**
Reference: F No. 1-3/2020-IS-16 dated 17.11.2022, Government of India, Ministry of Education Department of School Education & Literacy.

Government Order No: **2573/Edu** of 2022
Dated: **18-11-2022**

It is hereby ordered that following officers of School Education Department are nominated to attend the workshop cum Stakeholder Consultation on Draft National Credit Framework (NCrF) at IIT New Delhi (North Zone) on 21st of November, 2022.

DETAILS OF THE PARTICIPANTS		
S. No.	Name and contact detail of the participants	Name of the Organization
1	Hem Raj Pakhroo, Joint Director (9419218534)	Directorate of School Education
2	Dr. Arif Jan, Deputy Director Academics (0194-2957905 dydirectoracad_kd@jkbose.co.in)	JKBOSE
3	Fayaz Ahmed Fayaz, Assistant Professor (7006694296)	SCERT

By Order of the Government of Jammu and Kashmir.


Sd/-
(Alok Kumar)
Principal Secretary to the Government
School Education Department

Dated: 18.11.2022

o. Edu-NCSE/176/2022-01

Copy to the:-

1. Secretary, JKBOSE for information.
2. Director School Education, Jammu for information.
3. Director School Education, Kashmir for information.
4. Project Director, Samagra Shiksha, J&K for information.
5. Concerned Officer(s).
6. Pvt. Secretary to Principal Secretary to Government, School Education Department.
7. I/c Website, School Education Department.
8. Government Order file.


(Mayank Sharma)JKAS
Under Secretary to Government