



**Government of Jammu and Kashmir
School Education Department
Civil Secretariat, Jammu/ Kashmir
(Gazetted Section)**

Subject:- SWP No. 75/2014 titled Narinder Kumar Sharma V/S State and others.

NOTICE

Whereas, in compliance to Hon'ble High Court's directions dated 24.11.2011, Sh. Narinder Kumar Sharma among others was regularized vide G.O.No.846-Edu of 2012 dated 16.11.12 notionally from 01.08.94 and regular from 22.04.03; and

Whereas, owing to above said order, Sh.Narinder Kumar Sharma filed SWP No. 75/2014 before the Hon'ble High Court praying therein for the following reliefs:-

- (i) Commanding the respondents to treat the petitioner as Post Graduate in Commerce subject w.e.f. March, 1992 instead of July, 1993.
- (ii) Commanding the respondents to regularize the petitioner as Lecturer w.e.f. the date his juniors have been regularized i.e. 10.03.93 instead of 01.08.94 as has been done vide G.O.No. 864-Edu of 2012 dated 16.11.12 with all consequential benefits including further promotion to the post of Principal; and

Whereas, the Hon'ble Court vide its interim direction dated 15.01.2014 passed the following directions in CMA No. 92/2014:-

“Respondents, in particular respondent no. 1 at their end shall accord consideration to the point raised by the petitioner in the writ petition and furnish report to this court alongwith reply/objections.”

Whereas, the case of the petitioner has been examined in light of above directions of the Hon'ble High Court dated 15-01-2014; and

Whereas, the service particulars of the petitioner and his juniors are given as under:-

S. No.	Name	DOB	Dt.of 1 st apptt.	Dt. Of promotion as Master	Dt. Of passing PG	Dt. Of regularization
1	Narinder Kumar	4.4.57	6.10.80	6.5.2000	March, 1992	01.08.94
2	Subash Chander	7.9.60	22.5.82	5.6.2000	1992	10.03.93
3	Verinder Kumar Vaid	5.12.57	6.1.81	31.3.01	2.11.91	10.3.93

Whereas, from the above service particulars, it appears that the petitioner is senior to the respondents but he was not regularized w.e.f. 10.03.93 alongwith the respondents as his date of passing was considered as 31.07.1993 by taking cognizance of his improved Marks card, while as the petitioner has acquired his P.G. in the year 1992 (March, 1992) under Roll No. 50423 Serial Number 1075; and

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Now, therefore, before taking further action, the members of the cadre who figure in the seniority list of +2 Lecturers issued vide Government Order No. 163-Edu of 2006 dated 15.03.2006 at S.No.139 to 444 and in the seniority list of Sr.Lecturer issued vide Government Order No. 270-Edu of 2013 dated 12.03.2013 from S.No. 998 to 1148 and who may get affected by re-fixation of seniority of petitioner are hereby called upon to send their objections, if any, directly in the administrative department, within a period of 15 days from the date of issuance of this notice in the newspaper(s), failing which it will be presumed that they have nothing to say in this regard and further necessary action shall be taken in the matter.

Sd/-
(Shaleen Kabra)


Commissioner/ Secretary to Government,
School Education Department

No:-Edu/L/J/37/2014

Dated:- 23-10-2015

Copy to the:-

- 1/- Additional Advocate General, J&K Jammu.
- 2/- Director School Education Jammu.
- 3/- Director Information Department, J&K Srinagar with the request to publish the notice in leading daily newspaper of the State.
- 4/- Special Assistant to Hon'ble Minister for Education for information of the Hon'ble Minister.
- 5/- Special Assistant to HMoS, School Education Department for information of HMoS.
- 6/- Private Secretary to Commissioner/ Secretary to Government, School Education Department.
- 7/- Concerned.
- 8/- Government Order file/ Monday return/ Stock file.


(Soheel Nisar Shah)
Deputy Secretary to Government