



GOVERNMENT OF JAMMU AND KASHMIR  
**SCHOOL EDUCATION DEPARTMENT**  
(HUMAN RESOURCE MANAGEMENT SECTION)  
CIVIL SECRETARIAT, J&K  
\*\*\*\*\*

**Subject: O.A. No. 1193/2022 titled Fayaz Ahmad Attar V/s UT of J&K & Others.**

**Government Order No: 244 - JK (Edu) of 2023.**  
**Dated: 21.08.2023.**

**Whereas**, the applicant namely Mr. Fayaz Ahmad Attar, I/c Lecturer in the discipline of Computer Science approached this Department through the medium of a representation, submitting that his junior counterpart namely Mr. Jewan Singh was placed as I/c Lecturer in the said discipline and consequently regularized as Lecturer w.e.f. **05.03.2009** vide Government Order No. 333-Edu of 2019, dated 18.10.2019, but he is still working as I/c Lecturer;

**Whereas**, the case was examined in the Department and it was found that name of Mr. Jewan Singh was included in the final seniority list of the discipline of Computer Science issued vide **Government Order No. 04-Edu of 2009 dated 01.01.2009**, but Mr. Fayaz Ahmad Attar was not included in the said seniority for unknown reasons;

**Whereas**, the Department issued another final seniority list vide Government Order No. 580-Edu of 2015 dated 01.01.2015 whereunder Mr. Fayaz Ahmad Attar (RBA) was figuring at Serial No 09 and Mr. Jewan Singh (RBA) at Serial No. 45 as per below service details:-

Name	Desig	D.O.B	D.O.A	D.O.P as Master	D.O passing PG	Date of placement as I/c Lecturer	Date of regularization Lecturer	Date of placement as Sr. Lecturer
Fayaz Ahmad Attar	I/c Lecturer	20.04.69	07.08.97	25.08.12	03.06.08	30.10.15	Nil	Nil
Jewan Singh	Sr. Lecturer	06.04.78	06.07.02	-	12.04.04	02.03.09	05.03.09	15.03.21

**Whereas**, from the above table it becomes amply clear that Mr. Fayaz Ahmad Attar is senior to Mr. Jewan Singh as per the service particulars, but Mr. Jewan Singh is presently working as Sr. Lecturer and Mr. Fayaz Ahmad Attar is still working as I/c Lecturer;

**Whereas**, the case was further examined in the Department and placed before the Departmental Promotion Committee in its meeting held on 11.08.2021 at Supplementary Agenda Item No.05 for considering the case of incumbent;

**Whereas**, the DPC decided to rectify the error in light of eligibility, vacancy utilized for Mr. Jewan Singh (junior to Shri Fayaz) in the DPC held in the year 2012 and accordingly redress grievances of Shri Fayaz Ahmad Attar when the instant subject is placed before the next DPC;

**Whereas**, in view of the promotion of junior counterpart of Mr. Fayaz Ahmad Attar namely Mr. Jewan Singh as Lecturer and further placement as Sr. Lecturer, the error was required to be rectified and as recommended in the DPC held on 11.08.2021, the instant case was required to be placed in the DPC as and when same was held for the relevant subject;

**Whereas**, the applicant approached the Hon'ble Central Administrative Tribunal at Srinagar through the medium of OA No. 1193/2022 titled Fayaz Ahmad Attar V/s UT of J&K and Others, wherein following directions were passed on 21.12.2022:

**"Learned counsel for the applicant submits that it is an admitted fact that promotion of the applicant is not being effected due to error and mistake on the part of the respondents. Therefore it is apparent that for the mistake on the part of the respondents the applicant should not suffer. The juniors of the applicant have already been promoted leaving behind the applicant without any promotion when he was promoted on in-charge basis in 2015. Even after 07 years he is not being promoted especially when he is eligible for such promotion.**

**We dispose of the OA with a direction to the respondents to convene a review DPC as early as possible preferably within 02 months from today and consider the case of the applicant for promotion from the date when he was entitled to/the date when his juniors were promoted as Lecturer.**

**With this observation the OA is disposed of. There will be no order as to costs."**

**Whereas**, pursuant to the above order issued by the Hon'ble CAT, regularization case of Mr. Fayaz Ahmad Attar I/c Lecturer Computer Science was placed before the Departmental Promotion Committee in its meeting held on 16.05.2023 at Supplementary Agenda Item No. 5 for perusal and consideration;

**Whereas**, the Departmental Promotion Committee (DPC) decided as under:-

**"The Committee perused the records made available and decided that in view of eligibility of petitioner and availability of vacancy of Lecturer Computer Science on 05.03.2009, the petitioner be regularized w.e.f. 05.03.2009 at par with his junior counterpart namely Mr. Jewan Singh to comply the directions of Hon'ble Court."**

**Whereas**, the said official has actually been promoted as I/c Lecturer in the discipline of Computer Science in the year 2015 vide Government Order No. 581-Edu of 2015 dated 30.10.2015, hence, needs to be given notional as well as regular effect of regularization/confirmation;

**Now**, therefore, in compliance to the order dated **21.12.2022** passed by the Hon'ble Central Administrative Tribunal in O.A. No. 1193/2022 titled Fayaz Ahmad Attar V/s UT of J&K and others and as recommended by the Departmental Promotion Committee (DPC) in its meeting held on 16.05.2023, sanction is hereby accorded to the regularization/confirmation of Mr. Fayaz Ahmad Attar as Lecturer in the discipline of Computer Science **notionally w.e.f. 05.03.2009** and on **regular basis w.e.f. 30.10.2015**.

**By Order of the Government of Jammu and Kashmir.**


**Sd/-**  
**(Alok Kumar)IRS**  
Principal Secretary to the Government,  
School Education Department.

No. Edu-LGL0Kmr/463/2022-08 (7084291)

Dated: 21.08.2023.

Copy to the:-

1. Principal Secretary to the Government, Finance Department.
2. Principal Secretary to the Hon'ble Lieutenant Governor.
3. Joint Secretary JK&L, Ministry of Home Affairs, Government of India.
4. Commissioner/Secretary to Government, General Administration Department.
5. Director, Information & Public Relations, J&K.
6. Director Archives, Archeology & Museum J&K, Srinagar.
7. Director School Education, Jammu/Kashmir.
8. OSD to Advisor (B) for information of the Hon'ble Advisor.
9. Joint Director, SCERT Jammu/Kashmir.
10. All Chief Education Officers.
11. Concerned for information.
12. Private Secretary to the Chief Secretary.
13. Private Secretary to Principal Secretary to the Government, School Education Department.
14. I/c Website, School Education Department.
15. Government Order file (w.3.s.c)

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

