



GOVERNMENT OF JAMMU AND KASHMIR
SCHOOL EDUCATION DEPARTMENT,
CIVIL SECRETARIAT JAMMU/KASHMIR

Subject: - OA No.148/2024 titled Dr. Ali Mohd V/s UT of J&K & Ors.

GOVERNMENT ORDER NO: 233 - JK (Edu) of 2024

DATED : - 20 - 05 - 2024

Whereas, the applicant Sh. Dr. Ali Mohd & Ors have filed Original application before the Hon'ble Central Administrative Tribunal and prayed for the following reliefs:-

- i. Direct the respondents to consider the case of the applicants for their placement/deputation in JKSCERT against various posts in Central, Divisional Officer(s) Jammu and Kashmir & Associated DIETs as per the preferences given by them.

Whereas, the Hon'ble Central Administrative Tribunal vide order dated 30.01.2024 has disposed of the issue with the following directions:

"...Accordingly, the Original Application is disposed of with a direction to respondents to treat this O.A. as representation of the applicants and decide the aforesaid.

Respondents are further directed to communicate the order so passed to the applicants. The whole exercise shall be completed within a period of two weeks from the date of receipt of a certified copy of this order.

***With these directions, the O.A. is disposed of.
It is made clear that I have not entered into the merits of the case.
However, there shall be no orders so as to costs."***

Whereas, in compliance to the above directions of the Hon'ble Central Administrative Tribunal, the case of the applicants was examined and it was found that the Department received a proposal from the Director ,SCERT on 24.04.2023 for filling of 81 Academic posts in SCERT J&K and

371 Academic posts in 20 Associated DIETs and constitution of Interaction Committee for selection of the suitable candidates;

Whereas, the proposal was examined in the Department and Administrative approval was accorded for advertising the above said posts. Further, for selection of suitable eligible academicians for various academic posts in SCERT J&K and 20-Associated DIETs on deputation basis an "Interaction Committee" was also constituted;

Whereas, Director, SCERT, intimated that in light of the discussions held during the subsequent meetings "Two Sub- Committees" for Interaction at Jammu/ Kashmir were constituted by Director SCERT. Upon completion of the interaction, Director SCERT vide letter No. SCERT/J&K/Advt/2023 dated 09.09.2023 submitted a panel of 169 selected in-service eligible Lecturers/Principals/Masters/Teachers for various Academic Posts in the SCERT and Associated DIETs on deputation basis;

Whereas, the panel of selected candidates submitted by Director SCERT was examined in the Department and a series of meetings were held in the matter and in the last meeting was held on 22.11.2023. In the meeting it was decided to:

- seek the sanctioned strength/in-position and Vacancy position of SCERT/ DIET.
- Share the detail of Selected Panel submitted by Director SCERT with both the Directors and call a meeting with both the Directors to finalize the issue.

Whereas, requisite information was sought from Directors and also to finalize the matter, a meeting was held on 29.11.2023 with both the Directors;

Whereas, the information (viz sanctioned strength/In-position and vacancy) and the panel of 169 selected candidate submitted by the Director SCERT was deliberated with both the Directors in a Preliminary

Meeting on 29.11.2023 and during the course of meeting it was decided as under:-

- The candidates who have been earlier transferred in ATD-2023 and also selected by the Interaction Committee shall not be deputed to the SCERT/DIET.
- Owing to the shortage of Principals, subject specific lecturers/Teachers/Masters across various Institutions, fag end of the academic session and in view of the upcoming examination schedule ,the Directorates expressed their inability to spare few of selected incumbents from the panel.

Whereas, School Education Department finalized the proposal and accordingly, vide G.O No. 450-Jk(Edu of 2023 dated 20.12.2023 , 70 officers/officials have been deputed to the JKSCERT;

Whereas, applicants namely Dr. Ali Mohd, Sr. Lecturer, Mr. Manzoor Ahmad Katoch, Sr. Lecturer, Mr. Javid Iqbal Naik Sr. Lecturer and Mr. Sunil Kumar lecturer have also applied pursuant to the advertisement of SCERT and called for interaction by the Interaction Committee. The Committee among others also recommended their candidature for final selection;

Whereas, Panel of 169 recommended candidates submitted by the JKSCERT to the Administrative Department also includes these 04 applicants and was placed before the Committee in its meeting on 30.11.2023. The Committee finalized the selection of 70 officers to be deputed to the JKSCERT, however, these 04 applicants have not been recommended for final selection by the Committee at the Administrative level;

Now therefore, keeping in view, the facts and circumstance of the case and in compliance to the directions of the Hon'ble Central Administrative Tribunal order dated 30.01.2024 passed in OA No.148/2024 titled Dr. Ali Mohd V/s UT of J&K & Ors, the claim of the

applicants have been considered in the Department and being not tenable under rules is hereby rejected.

By order of the Government of Jammu & Kashmir.

Sd/-


Dr. Piyush Singla(IAS),
Administrative Secretary,
School Education Department.

No:- Edu-LGLOJmu(CAT)/65/2024-01

Dated:- 20.05.2024

Copy to the:-

1. Joint Secretary (J&K) Ministry of Home Affairs, Government of India.
2. Director School Education Jammu for information and necessary action.
3. OSD with Advisor (B) to the Lieutenant Governor, UT of J&K for information.
4. Private Secretary to Administrative Secretary, School Education Department for information.
5. Sh. Sudesh Magotra Additional Advocate General, Hon'ble Central Administrative Tribunal UT of J&K and Ladakh for information.
6. Dr. Ali Mohd & ors (applicants) for information.
7. I/c Website for uploading the same on official website.
8. Government Order File / Concerned File (w.2.s.c).


(Abhishake Abrol) JKAS,
Deputy Secretary to the Government,
School Education Department.