

**Minutes of the 7<sup>th</sup> meeting of Empowered Committee (constituted vide Government Order No. 139-F of 2015 dated 19.8.2015) held under chairmanship of Commissioner/Secretary to the Government, Finance Department on 05.08.2016.**

Subject: - Creation of posts of "Helper" for regularization of left over DRWs.

The following officers attended the meeting:-

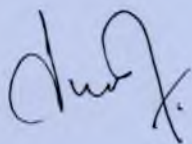
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|----|---|------------------------------------|
| 1. | Commissioner/Secretary to Government,<br>Finance Department.              | Chairman<br>Empowered<br>Committee |
| 2. | Secretary to Government,<br>Rural Development Department.                 | Member                             |
| 3. | Special Secretary to Government,<br>Department of Law, Justice & P.A.     | Member                             |
| 4. | Director Codes,<br>Finance Department.                                    | Member<br>Secretary                |
| 5. | Additional Secretary to Government,<br>General Administration Department. | Member                             |

In view of judicial intervention in the matter the single case was taken up for decision in view of following orders of Hon'ble High Court:-

**"Hence, final opportunity of two weeks is granted to the respondents to comply with the order of this Court and produce the compliance order within two weeks. If no order is produced, respondents no.1-Commissioner/Secretary to Government, Rural Development Department, Civil Secretariat, Srinagar/Jammu shall appear in person before the Court on the next date of hearing and state as to why he shall not be punished."**

While examining the case file pertaining to Sh.Manzoor Ahmad Bhat it has been observed that the DRW has been engaged on 10/87 as per I.E.O.

The DRW has breaks in his service period from 06/92 to 12/92, 04/94 to 12/94, 03/99, \*07/99 to 05/05, 08/06 to 12/07, 01/09 to 02/09, 11/09 to 02/10, 11/10 to 03/11, 12/11 to 02/12, 12/12 to 02/13, 12/13 to 02/14 & 03/15 onwards.

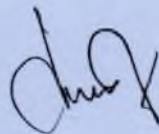


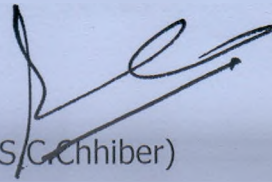
After examining the case file of petitioner in terms of provisions contained in the J&K DRW/WCEs (Regulation) Rules, 1994 notified vide SRO 64/1994 read with Government order No. 26-F of 1994 dated 31.01.1994, the Committee cleared and approved creation one post of "Helper" in the pay scale of 2550-3200 (Pre-revised) for regularization of incumbent from the date shown in the below matrix:-

S.No.	Name/Parentage/ Address of DRW	Date of engagement	Status	Due date of Regularization
03. 01.	Manzoor Ahmad Bhat S/oAli Mohd. Bhat R/o Y.K.Pora	16.10.1987	DRW	01.04.1999 (Subject to condonation of breaks by the competent Authority).

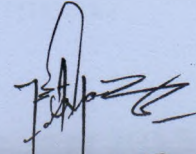
The above recommendations are subject to the following conditions:-

- (i) The department shall have breaks condoned from the Competent Authority.
- (ii) Continuous working from the date of initial engagement and drawal of wages at notified rates shall be established/certified by the concerned HoD.
- (iii) The incumbents are eligible for regularization and fulfill all conditions as laid down in SRO 64/1994.
- (iv) Relaxation of age/qualification, wherever required, shall be considered by the Department with prior approval of the Competent Authority.
- (v) Regularization order shall be issued by the concerned HOD after formal order for creation of post is issued by the Administrative Department.
- (vi) Arrears from date of regularization to the date of issue of regularization order shall be paid in five equal annual instalments after projecting the same under Annual Budget Estimates of the Department.

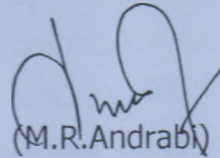




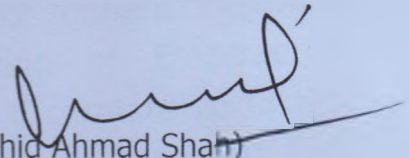
(S.C. Chhiber)  
Additional Secretary,  
Gen. Adm. Department.  
(Member)



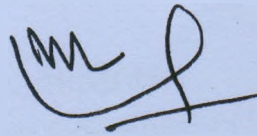
(Abdul Rashid Fayaz)  
Special Secretary,  
Department of Law,  
Justice & PA.  
(Member)



(M.R. Andrabi)  
Director Codes,  
(Member Secretary)



(Khurshid Ahmad Shah)  
Secretary  
Rural Development  
Department.



(Navin K. Choudhary), IAS,  
Commissioner/Secretary,  
Finance Department  
(Chairman)