

**Minutes of 48th meeting of the Empowered Committee held under the Convenership of the Commr/Secretary, Finance Department on 9.06.2015.**

**Subject: Robkar No 06/2015 in contempt No 554/2015 against out of SWP no 1253/2008 titled Mohammad Maqbool Wani Vs State & Ors -regularization of services under J&K CS (Special Provisions) Act,2010.**

In the backdrop of orders of the Hon'ble High Court issued vide Robkar No 06/2015 dated 16.05.2015 in Contempt Petition No 554/2012 arising out of SWP No 1253/2008, the Empowered Committee convened a meeting on 09-06-2015 at 10.30AM under the Convenership of Commr/Secretary, Finance Department, (Convener Empowered Committee) for appropriate decision by the Empowered Committee to ensure compliance to the orders of the court, as reproduced hereunder:-

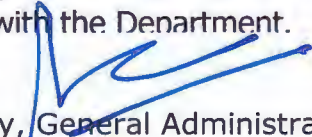
"a. By issuance of writ of cettiorari, the impugned order dated 28.5.2008 issued by respondent No 2 is quashed.

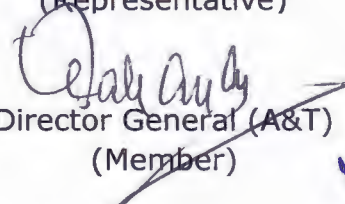
b. By issuance of writ of mandamus, respondents are directed to consider the claim of the petitioner for regularization of his services in terms of provisions of Jammu and Kashmir Civil (Services & Special Provisions) Act, 2010 and in pursuance to all other enabling rules and Govt. orders occupying the field. Respondents to consider the claim of the petitioner for regularization of his services either on the post of Class IV or on the post of driver. Respondents to consider and take a decision in the matter preferably within a period of 12 weeks .....

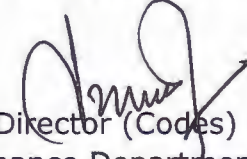
The following attended the meeting:-

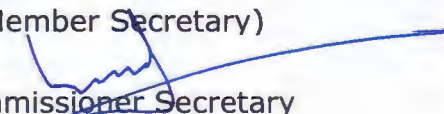
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|-------|--|------------------|
| (i)   | Commr/Secretary, School Education Department       | Member           |
| (ii)  | Director General Accounts & Treasuries             | Member           |
| (iii) | Director (Codes), Finance Department               | Member Secretary |
| (iv)  | Addl. Secretary, General Administration Department | Representative   |


The Empowered Committee while scrutinizing the case of Sh Mohammad Maqbool Wani S/o Late Ali Mohammad Wani R/o Norwa Pulwama, has found that the incumbent has initially been engaged against the post of Peon-cum-Driver and as such could be considered for regularization, if otherwise eligible, against the post of Peon/Class-IV which is available with the Department.

  
Addl. Secretary, General Administration Department  
(Representative)

  
Director General (A&T)  
(Member)

  
Director (Codes)  
Finance Department  
(Member Secretary)

  
Commissioner Secretary  
School Education Department  
(Member)

  
Commr/Secretary Finance Department  
(Convener)

No A/105(10)- 242/14  
Dated 17-06-2015