



Government of Jammu and Kashmir
Finance Department

Civil Secretariat, Srinagar.

- Subject: Implementation of Judgement dated 28-12-2015 passed by the Hon'ble Division Bench of J&K High Court, Jammu in LPASW No. 203/2009 c/w APLPA No 66/2014, LPASW No 64/2010, APLPA No. 67/2014, LPASW No. 171/2009 titled Karnail Singh & anr. Vs State & Ors.
- Ref: (i) Letter No. EC/Adm/Karnail Singh/5172 & NO. EC/Adm/Karnail Singh/5171 dated 28-01-2016 received from the Excise Commissioner.
(ii) U.O No.LD(Ser) 2016/10-FD dated 18-02-2016 received from Department of Law, Justice and Parliamentary Affairs.
(iii) No: GDC-25/CM/2016 dated 25-05-2016 received from the General Administration Department, Civil Secretariate, Jammu/Srinagar.

Government Order No. 138 -F of 2016
Dated: 31-05-2016

In compliance of the Judgement dated 28-12-2015 passed by the Hon'ble Division Bench of J&K High Court in LPASW No. 203/2009 c/w APLPA No 66/2014, LPASW No 64/2010, APLPA No. 67/2014, LPASW No. 171/2009 titled Karnail Singh & anr. Vs State & Ors, sanction is hereby accorded to the:-

- (a) temporary appointment of the following six appellants against the available posts of Guards in the Pay Scale of Rs. 4440-7440 + GP1400 in Excise Department, notionally w.e.f 12-02-2007 & monetarily with immediate effect in relaxation of rules subject to fulfillment of all pre-requisite codal formalities:-

S. No.	Name, Parentage & Residence	Qualification	Date of Birth	Age as on 01-01-2007	Remarks
1	Karnail Singh S/O S. Ranjeet Singh R/O Vikram Nagar, GadiGarh, Jammu	10+2	14.08.1982	24 years	Eligible
2	Rakesh Kumar S/O Sh. Ram Charan R/O Ward No. 6, Tehsil-Ram Nagar, District Udhampur.	10+2	17.04.1980	26 years	Eligible
3	Nasser Ullah Malik S/O Late Sh. Rahim Ullah Malik R/O Village Topa Tehsil Darhal Malkan, District Rajouri.	10+2	06.06.1965	41 years	Crossed upper age limit of 37 years as on 1-1-2007 pursuant to Government Order No. 971-GAD of 2005 dated 05-08-2005.
4	Mohinder Kumar S/O Sh. Babu Ram R/O Village Pallan,	10+2	25.03.1973	33 years	Eligible

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31/5/16

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	Tehsil Billawar, District Kathua.				
5	Jyoti Prakash Sharma S/O Sh. Parmanand Sharma R/O Ward No. 4, Kathua	10+2	02.08.1974	32 years	Eligible
6	Ajay Kumar S/O sh. Ram Chand R/O MajuaUttami, Tehsil Bishnah, District Kathua.	10+2	14.02.1977	29 years	Eligible

(b) relaxation of upper age limit by 4 years, 6 months & 25 days as on 01-01-2007 pursuant to Government Order No. 971-GAD of 2005 dated 05-08-2005 in favour of Mr. Nasser Ullah Malik S/O Late Sh. Rahim Ullah Malik R/O Village Topa, Tehsil Darhal Malkan, District Rajouri for the above said appointment.

The appointment of the above said candidates shall further be subject to fulfillment of the following conditions:-

- A) The appointee(s) shall report to the Excise Commissioner, J&K within a period of 21 days from the date of issue of the order.
- B) In case of failure of any appointee(s) to join within the stipulated period, his appointment shall be deemed to have been cancelled without any further notice.
- C) The appointee(s) shall be allowed to join only on production of the following certificates in original:-
 1. Academic Qualification Certificates.
 2. Matriculation/Date of Birth Certificate.
 3. Health Certificate issued by Chief Medical Officer.
 4. Permanent Resident Certificate issued by the Competent Authority.
 5. Certificates from the District Industries Centre(DIC) and District Employment & Counseling Centre to the effect that no loan under the self employment scheme has been taken by the appointee.
 6. Relevant category certificate (in case of candidates belonging to reserved categories).
- D) Each appointee shall give an undertaking duly attested by the Judicial Migistrate Ist class to the effect that in case adverse report about his character and antecedents is received from Inspector General of Police, (CID), J&K to whom a reference shall be made by the concerned HoD, the candidate shall have no right to claim his appointment as Excise Guard and his appointment as such shall be deemed to have been cancelled ab-initio.

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31/5/16

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- E) If on verification, the certificate(s) produced by the appointees are proved to be fake or forged, the appointment shall be cancelled ab-initio.
- F) The salary of the appointees shall not be drawn and disbursed to them unless the satisfactory reports in respect of (D) and (E) above are received in their favour.
- H) The appointee(s) shall be on probation for a period of 02 years.

By order of the Government of Jammu and Kashmir.

Sd/-


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

No:-ET/Estt/16/2016

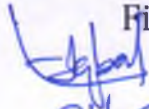
Dated: 31-05-2016

Copy to the:-

1. Commissioner Commercial Taxes, J&K, Srinagar.
2. Excise Commissioner, J&K, Srinagar
3. Director, Information, J&K, Jammu/Srinagar. He is requested to give wide publicity through print/electronic media.
4. Secretary, Services Selection Board, J&K, Srinagar.
5. OSD to Hon'ble Minister for Finance.
6. Private Secretary to Hon'ble Minister of State for Finance.
7. Pvt. Secretary to Commissioner/Secretary, Finance
8. Concerned.
9. Incharge website, Finance Department.
10. Stock file.


31/5/16
(Bharat Singh)KAS

Additional Secretary to Government
Finance Department


31/5