



Government of Jammu and Kashmir
Higher Education Department
Civil Secretariat, J&K.

Comp No 252724

Subject: OA No. 739/2022 order Dated: 01.08.22 and MA NO.680/2022 order Dated: 05.09.2022 in case titled Mohd Farooq V/S Higher Education department & others.

Government Order No. 236 JK(HE) of 2022
Dated 31 - 10-2022

Whereas, Mr Mohd Farooq, Associate Professor, Education was transferred from GDC Rajouri to GDC Sarh Baghha, Mahore vide GO No. 184-JK(HE) of 2022 dated 25-07-2022 after stay of 16 years at GDC Rajouri;

Whereas, concerned Associate Professor has approached Hon'ble CAT Jammu seeking quashment of G.O No. 184-JK (HE) of 2022 dated 25-07-2022 whereby applicant said that he has been transferred from Government Degree College Rajouri to GDC, Sarh Bhaga, Mohore and the order has been passed without considering the health ailment of applicant;

Whereas, Hon'ble CAT in OA No. 739/2022 order dated: 01.08.2022 and MA No. 680/2022 order dated: 05.09.2022 in case titled Mohd Farooq V/S Higher Education department & others in which Hon'ble Court has held that the respondents are directed to consider the representation of the applicant since the applicant has specifically submitted that there is no medical facility available at the new place of posting from where he can get medical treatment of cardiovascular diseases and in order Dated: 15.09.2022, Hon'ble Court has stated that the respondents are directed to disposed of the representation submitted by the applicant within 02 weeks.

Whereas, General Administration Department vide OM No. GAD-ADM0II/20/2021-09-GAD Dated:24.08.2022 requested the Departments for transfer of employees having more than 5 years stay at one place in order to ensure transparency, efficiency and good governance; Whereas, upon further examination of the matter, it has transpired that the applicant has all along worked in GDC Rajouri for more than 16 years;

Whereas, the applicant has presented a medical certificate of Medical Board Jammu in which it is stated that patient is suffering from HTN,CAD,SVD and underwent stenting to LAD at PGI Chandigarh on 09.09.2017 and is advised to avoid exertional activities and regular follow up in Cardiology OPD.

Whereas, it is apt to mention here that GDC Ur'harnpur is situated at district head quarter and having full medical facilities.

Now, therefore, keeping in view the directions of Hon'ble Court with regard to his health conditions, it is hereby ordered that Mr Mohd Farooq, Associate Professor, Education is

transferred from GDC Sarh Baghha, Mahore to GDC Udhampur against any available vacancy with immediate effect and is directed to report to Principal GDC Udhampur for further duties. Hence, his representation is disposed of accordingly.

By Order of the Government of Jammu & Kashmir.

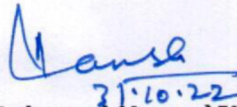
Sd/-
(Rohit Kansal) IAS
Principal Secretary to the Government

No.HED-LEG/158/2022-04

Dated: 31-10-2022

Copy to the:-

1. Principal Secretary to Hon'ble Lt. Governor, J&K.
2. Director Achives, Archaeology & Museum, J&K.
3. Director Colleges, J&K, Jammu.
4. OSD to Hon'ble Advisor (B) Higher Education Department.
5. Principal GDC Sarh Baghha, Mahore/GDC Udhampur.
6. Concerned.
7. Pvt. Secretary to Principal Secretary to Government, Higher Education Department.
8. Pvt. Secretary to Secretary to Government, General Administration Department.
9. I/C Web Site Higher Education Department to Government.
10. Government Order file (w.2.s.c).


(Dr Ashwani Hansa)JKAS
Under Secretary to the Government