

Government of Jammu and Kashmir
TOURISM DEPARTMENT
Civil Secretariat, Srinagar
Email: tourismhall@gmail.com

Subject: Settlement of unauthorized absence period of Mr. Mohammad Ayoub I/C Assistant Executive Engineer

Reference: No. IFCJ/880-882 dated 27.04.2021.

Government Order No: 94 -JK(TSM) of 2021
Dated: 31-08-2021

Whereas, vide Government Order No. 216-TSM of 2017 dated 06.06.2017, Mr. Mohammad Ayoub, I/C Assistant Executive Engineer was transferred from Rajouri Tourism Development Authority and posted in the Poonch Tourism Development Authority;

Whereas, Chief Executive Officer Rajouri Tourism Development Authority relieved the officer on 07.06.2017 vide Order No. RDA/17-18/235-38 dated 07.06.2017 with the direction to report to his new place of posting viz Poonch Tourism Development Authority;

Whereas, the officer instead of joining his new place of posting submitted a representation in the Administrative Department wherein he had intimated that he could not join his new place of posting due to the fact that he was not aware about his transfer as the officials of Rajouri Tourism Development Authority had sent his relieving order on his whatsapp instead of proper official procedure but due to non availability of net pack at that time the order could not be confirmed;

Whereas, the officer also intimated that he felt severe abdominal pain on 04.07.2017 after returning back from construction site of Cafeteria building at Danti Qilaand and the officer needs medical emergency treatment at GMC Jammu;

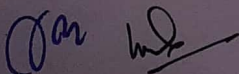
Whereas, the officer had applied 05 days leave w.e.f 05.07.2017 as advised by concerned doctor and applied for extension on 10.07.2017 & 18.07.2017 for further period till he recover from his ailments;

Whereas, the officer had requested for post-facto sanction of his leave/drawal of pending salary and modification of his transfer order on health grounds;

Whereas, the case was examined in the department and vide Government Order No. 144-TSM of 2018 dated 11.04.2018, Mr. Mohammad Ayoub, I/C Assistant Executive Engineer was repatriated to his parent department viz PHE/I&FC Department for further duties;

Whereas, the officer once again approached the then Hon'ble Minister for Tourism through his representation on 17.04.2018 for settlement of his leave period w.e.f 07.06.2017 up to the date of his repatriation and drawal of his pending salaries;

Whereas, the case was re-examined in the department and in order to settle the un-authorized absence period of the officer, Chief Executive



Officer, Rajouri Tourism Development Authority was asked to furnish a detailed report of non-joining of the engineer;

Whereas, Chief Executive Officer, Rajouri Development Authority vide his letter No. RDA/19/-20/391 dated 30.12.2019 has furnished the following report:-

1. That Mr. Mohammad Ayoub was working as I/C Assistant Executive Engineer in their office and was transferred and posted as I/C Assistant Executive Engineer Poonch Development Authority vide Government Order No. 216-TSM of 2017 dated 06.06.2017.
2. That in compliance to the said transfer Order, the said engineer was relieved from their office vide Order No. RDA/17-18/235-38 dated 07.06.2017.
3. That the said engineer in his representation stated that he has not received any relieving order officially and also took up the matter with their office vide representation dated 12.07.2017 and reply to same stands furnished to him vide their office No. RDA/17-18/604 dated 23.08.2017 wherein the matter with regard to receipt/handing over of transfer/relieving order has been explained.
4. That the said officer in his representation has mentioned about the movement register which is available with their office and perusal of the same reveals that the officer marked himself to be on tour up to 04.07.2017 at various locations. However, there is no authentication or countersign of any of the superior authority viz. Executive Engineer/Chief Executive officer, Rajouri Tourism Development Authority.
5. That the said officer in his representation stated that on 04.07.2017, he was on tour of Qila Danti top for inspection of ongoing work where he encountered some health problems and shifted to GMC Jammu for further treatment.
6. That from the further perusal it has been found that the said officer has applied for leave on 05.07.2017 and subsequently applied for extension of leave on 10.07.2017 for 10 days and 25.07.2017 for further period till he recover from ailments. However, no leave has been sanctioned in favour of the officer and he has been paid salary upto 31.05.2017.
7. That the said officer is repatriated to his parent department viz. PHE/I&FC vide Government Order No. 144-TSM of 2018 dated 11.04.2018.

Whereas, Chief Executive Officer Rajouri Tourism Development Authority furnished the medical reports of Mr. Mohammad Ayoub, I/C Assistant Executive Engineer wherein found medical certificates of said engineer issued by Senior Consultant Orthopedic district Hospital Rajouri on 28.07.2017 & 28.10.2017 that the period of absence from duty w.e.f. 28.07.2017 to 28.10.2017 & 28.10.2017 to 20.01.2018 respectively was absolutely necessary for restoration of his health;

Whereas, fitness certificate had also been issued in favour of the engineer on 20.01.2018 mentioned therein that the officer is now fit to resume the duties;

Whereas, in order to settle the absence period of the officer, it was decided that the department may utilize his half pay leave for the period of illness and rest from earned leave available with the officer as per his service book; and

Whereas, the officer shall remain careful in future and in case of recurrence of any such undesirable mistakes/mislead the department, strong disciplinary action as warranted under rules shall be taken against him.

Now, therefore, it is hereby ordered that the period of unauthorized absence w.e.f 07.06.2017 to 11.04.2018 of Mr. Mohammad Ayoub I/C Assistant Executive Engineer, then posted in Rajouri Tourism Development Authority and presently posted in the office of Executive Engineer, Irrigation Division, Rajouri, shall be treated as under:

w.e.f 07.06.2017 to 19.01.2018	Half pay leave for the period of illness debited against 360 days available with the officer.
w.e.f 20.01.2018 to 11.04.2018	Earned leave debited against 315 days available with the officer.

By order of the Government of Jammu and Kashmir.

Sd/-
(Sarmad Hafeez), IAS
Secretary to the Government

No: TSM/TDA/63/2021

Dated: -08-2021

Copy to the:

1. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
2. Principal Secretary to the Government, Jal Shakti (I&FC) Department.
3. Director Archives, Archeology and Museums.
4. Chief Engineer, Jal Shakti (I&FC) Department, Jammu. This is in reference to his letter No. IFCJ/880-882 dated 27.04.2021. **The original service book of the officer is returned herewith with the request to make necessary entries in the service book of the officer.**
5. Chief Executive Officer, Rajouri/Poonch Tourism Development Authority for necessary action.
6. Private Secretary to the Secretary to the Government, Tourism Department.
7. Concerned Engineer.
8. Government order file/Stock file/Monday return file.

(Arshad Hussain)

Under Secretary to the Government