

GOVERNMENT OF JAMMU & KASHMIR
DIRECTORATE OF FOOD, CIVIL SUPPLIES & CONSUMER AFFAIRS
KASHMIR

Sub: - Grant of retrospective effect to the promotion of Mr. Ghulam Mohammad Dar,
retired Assistant Storekeeper R.No. 2940
Ref: - Minutes of DPC meeting dated 09.04.2022

Notification

Whereas, Mr. Ghulam Mohammad Dar was placed under suspension in connection with shortages of food grains during his posting as I/C Assistant Storekeeper sale centre Nagam during the year 1985-86 and FIR under No. 08/1987 was lodged against him in Police Station Nagam;

Whereas, pending enquiry suspension order was revoked vide order issued under endorsement No. DFSK/Adm/SH-333 dated 07.11.1986;

Whereas, the Administrative Department vide Government Order No. 85-FST of 1993 dated 03.12.1993, accorded sanction to the creation of 322 posts of Assistant Storekeeper cum Clerks in the pay scale of 950-1500 Pre-revised (revised 3050-4910) by corresponding reduction of 322 posts of Depot Assistants/Depot Assistant cum Clerks in the pay scale of 750-940 pre-revised (revised 2550-3200) in Food & Supplies Department Kashmir and it was envisaged in the said order that these posts shall be filled up 100% by promotion from out of the Depot Assistant/Depot Assistant cum Clerks having minimum academic qualification of matriculation on the basis of merit cum seniority;

Whereas, the case of Mr. Ghulam Mohammad Dar was challaned in the Court of Law and remained sub-judice till 01.05.2002;

Whereas, Mr. Ghulam Mohammad Dar was acquitted from the criminal charges by the Hon'ble Court of Session Judge Budgam vide decision dated 01.05.2002 and the department was put at liberty for holding an enquiry;

Whereas, vide order No. 177 DCAPDK of 2005 dated 31.03.2005, the Assistant Director Budgam was appointed as Enquiry officer in the case;

Whereas, the Enquiry Officer vide No. CAPD/Ad/Bud/2005/90 dated 25.04.2005 submitted his report and recommended that Mr. Ghulam Mohammad Dar be allowed to receive his service benefits;

Whereas, due to pendency of aforementioned case, one post of ASK was kept reserved for Mr. Ghulam Mohammad Dar till finalization of case by the Department;

Whereas, after disposal of the case, the case was placed before Departmental Promotion Meeting held on 09.03.2006 and was cleared by the said DPC to the pay scale of Rs.3050-4910 (Pre-revised) vide order No. 09 DCAPDK of 2006 dated 28.04.2006 w.e.f. 28.04.2006;

Whereas, Mr. Ghulam Mohammad Dar made representation for considering his promotion as ASK from due date, and retrospective effect was granted to his promotion w.e.f. 02.04.1998 notionally by virtue of office order issued under endorsement No.DCAPDK/Adm/B-X-25 dated 04.01.2010;

Whereas, Mr. Ghulam Mohammad Dar retired from services on attaining the age of superannuation w.e.f. 30.04.2010;

Whereas, Mr. Ghulam Mohammad Dar again made representation before the office requesting therein that his promotion as ASK be released in his favour from due date i.e. w.e.f.

09.12.1993;

Whereas, the case of Mr. Ghulam Mohammad Dar was placed/discussed in the DPC meeting dated 09.04.2022 and following decision was taken in his case:-

"The DPC decided to re-examine the case administratively again after placing relevant records on file. The DPC also decided that the said case if found genuine, the concerned official be also cleared notionally from the date, his junior counterpart(s) has been cleared"

Whereas, the Departmental Promotion Committee minutes/decision dated 19.01.1998, revealed that Mr. Ghulam Mohammad Dar was figuring at S.No.83 with decision recorded against him as under:-

"The case is sub-judice in the court. One upgraded post shall remain reserved for him till his case is finalized by the department"

Whereas, the Departmental Promotion Committee minutes/decision dated 19.01.1998, further revealed that the officials who were figuring among the prospective candidates from S.No.94 onwards namely Mr. Mohd Abdullah Dar R.No. 2938 & Farooq Ahmad Khan R.No. 3322 etc i.e. officials Junior to Mr. Ghulam Mohammad Dar (as per seriatim of DPC minutes dated 19.01.1998) have been cleared by said DPC w.e.f. 09.04.1998 have also been granted retrospective effect w.e.f. 09.12.1993 as was forthcoming from the seniority list of Assistant Storekeeper cum Clerks finalized vide Order No.99-DCAPDK of 2005 dated 29.11.2005, wherein date of appointment of Mr. Mohd Abdullah Dar R.No. 2938 & Farooq Ahmad Khan R.No. 3322 in the present grade (as ASKs) has been recorded as 09.12.1993 appearing at Seniority No. 589 & 590 respectively:

Now, therefore, before seniority of Mr. Ghulam Mohammad Dar, R.No. 2940 is re-fixed at 588/A i.e. below Mr. Mohammad Muzaffar Jan, R.No.3370 and above Mr. Mohd Abdullah Dar R.No. 2938 in the seniority list of Assistant Storekeeper cum clerks finalized vide Order No.99-DCAPDK of 2005 dated 29.11.2005, the instant notification is accordingly issued for inviting objections, if any, from the concerned officials of this department within a period of (15) fifteen days from the date of issuance of this notification and thereafter no objection shall be entertained.


Director
FCS & CA Deptt.,
Kashmir

No.: - DFCS&CAK/Adm/ B-X-25

Dated: - 21 -07-2022

Copy to the:-

1. Joint Director Information Kashmir along with two spare copies of this notification for its wide publicity in two leading newspapers of the valley for information of general employees. The copies of newspapers be furnished to this office for reference and record.
2. Chief Accounts Officer/All Deputy Directors/All Assistant Directors FCS&CA Department Kashmir for information and necessary action.
3. In-charge Departmental Website - FCS&CA Department Kashmir, for information and necessary action.