

DIRECTORATE OF HEALTH SERVICES KASHMIR

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Mr.Raja Mohammad Yousf
S/O: Ghulam Ahmad Bhat
R/O:Arbal Shalimar Srinagar.

No:Est/5th/NG/372/6269-75

Dated: 12 /10/2022

Subject: Final show cause notice

Ref: Administrative department letter No:HD-Gaz0Gen/156/2021-02 dated 31.05.2022.

Whereas, while your posting as Sr. Assistant in the office of Chief Medical officer Bandipora, you have proceeded on un-authorized absence w.e.f 24.07.2008 to 31.08.2008 and attended duties on 1st Sept. 2008 upto 10th Sept. 2008 as reported by the then Chief Medical Officer Bandipora vide letter No:CMO/Bpr/Estt/2012-14/3040 dated 13.02.2014.

Whereas, the CMO, Bandipora further reported that you have again left the place of posting w.e.f from 11th Sept.2008 un-authorizedly and since then your whereabouts are not known to the department.

Whereas, vide this office letter No:Est-5/NG-372/478 dated 26.02.2014, the Chief Medical officer Bandipora was asked to submit a detailed / factual report with regard to your un-authorized absence from duties. In response, the Chief Medical Officer Bandipore vide communication No:CMO/Bpr/Estt/2013-14/4187 dated 11.03.2014 while furnishing report in the matter reported that no salary was drawn in your favour by the said office w.e.f 01.09.2008.

Whereas, vide this office letter No:Est-5/NG-372/871 dated 04.04.2014, CMO Bandipore was conveyed that you have remained absent from legitimate duties unauthorisedly for more than 05 years and liable for action as per Article 128 J&K CSRs and charge sheet was required to be served upon you and accordingly proceeded under rules

Whereas, a show cause notice was served upon you vide this office letter No:Est-NG/372/1933-35 dated 26.08.2014 whereby opportunity was afforded to you to explain your position within 15 days from the date of issuance of the notice, which was also got published in the daily news paper "Aftab" in its edition dated 30.08.2014.

Whereas, in reply to the aforesaid show cause notice, reply was submitted by you in this Directorate on 02-09-2014.

Whereas, vide this office order No:Est-5/NG/2288-91 dated 10.11.2014 , a designate committee of officers / officials was constituted by this Directorate with respect to examining the reply submitted by you in your defence and for furnishing its report/recommendations.

Whereas, the designated committee submit its report in this Directorate and it was observed that the committee has conclude that the reply submitted by you is not based on the facts and there seems no justification which lead you to

411 - 12/10

proceed on un-authorized absence from legitimate duties and the committee recommended that the case be referred to Administrative department for further necessary action.

Whereas, this Directorate vide letter No:Est-5/NG/372/2751 dated 19.01.2015 submitted your case with full factual details to the Administrative Department for favour information and issuance of instructions.

Whereas, the Administrative Department vide communication No:HD/NG/47/2015 dated 24.03.2015 desired to furnish point wise reply/clarification in the matter in the first instance. The same was replied by this office vide communication No:EST-5/NG/327/2824-26 dated 13.12.2016 and subsequently further details of your case along with connected records was submitted to the Administrative Department vide this office letter No:Est-5/NG/372/236 dated 04.02.2020.

Whereas, the Administrative Department vide letter No:HD/NG/116/2012-J dated 14.08.2020 desired to furnish the CID report with regard to your credentials / whereabouts for the period you have remained absent un-authorizedly from the duties in the first instance, enabling them to proceed further in the matter

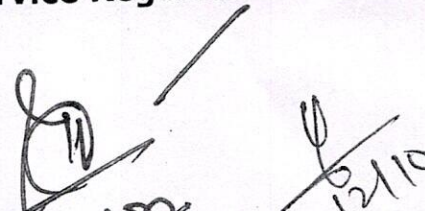
Whereas, in response, the matter was taken up with the Additional Director General of Police CID J&K vide this office letter No:Est-5th/NG/372/1135-36 dated 28.09.2020 regarding furnishing of CID report with regard to your credentials/ whereabouts .

Whereas, the Additional Director General Police vide their letter No:CID/GB/Abs/ 2020/18/1473 dated 10.02.2021 has intimated that verification conducted into the matter reveals that subject has been on un-authorizedly absence from CMO Office Bandipora w.e.f 23.7.2008 due to ailment of your mother & in view of the absence, you have been placed under suspension and conveyed that the subject is still at large. The concerned agency has further reported that the subject is presently busy with sale and purchase of used cars and has further reported that nothing adverse has been reported against the subject during his period of absence from 23.07.2008 till date.

Whereas, in consistence with the report of the Additional Director General Police, the Administrative Department was appraised vide this office letter No: No:Est-5th/NG/372/42UAA/870 dated 02.03.2021.

Whereas, in response the Administrative Department vide letter No:HD-Gaz0Gen/156/2021-02 dated 31.05.2022 desired that your case was placed before the departmental designated committee to decide / settle the period of authorized / un-authorized absence / joining the committee and the committee recommends as under;

"The committee observed that Mr. Raja Mohammad Yousuf Senior Assistant in the office of CMO Bandipore should be processed for disciplinary proceedings in terms of Article 128 of J&K Civil Service Regulations Vol I."



Whereas, the Administrative Department further desired to proceed ahead in the matter as per the recommendations of the Departmental Committee and furnish action taken report to the H&ME Department.

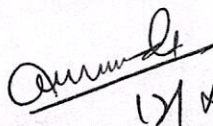
Now, therefore, through the medium of this Final Show Cause Notice , you are hereby asked to explain your position with respect your un-authorized absence, within ten (10) days positively from the date of issuance/publication of the notice, failing which , it shall be presumed that you have to say nothing in your defence and action in terms of Article 128 of J&K Civil Services Regulations- Vol I (1956) shall follow.

Sd/-

(Dr. Mushtaq Ahmad Rather)
Director Health Services Kashmir
Kashmir

Copy to the :

- Administrative Secretary to Govt. Health & Medical Education J&K
- Chief Accounts Officer Directorate of Health Services Kashmir
- ✓ Joint Director Information, publication wing Srinagar for information with the request that the aforementioned order may kindly be got published in local news papers of the valley.
- Chief Medical Officer Bandipore
- Section officer (Adm)
- PA to DHSK.
- ✓ I/C Website DHSK


12/11/22
Dy. Director Health Services (HQ)
Kashmir.
12/10