



Government of Jammu and Kashmir
Housing and Urban Development Department
Civil Secretariat, Srinagar/Jammu

Subject:- Regularization of Mr. Bashir Ahmad Ahangar, Daily Rated Workers of UEED.

Government Order No: 125-HUD of -2016

Dated 07 -04-2016

Whereas, Mr. Bashir Ahmad Ahangar S/o Kh. Abdul Khaliq Ahangar R/o Katipora Tanmarg was engaged as DLW in J&K UEED Department vide his order No.Est-20/viii/3842-44 dated 05.08.1987, in pursuance to Secretary, Public Works Department's No. PW(UEED)/18/CLWS/87-July dated: 24.07.1987 when UEED was part of Public Works Department;

Whereas, he after serving the department for a period of two months left the job due to mental disorder;

Whereas, Mr. Ahangar was re-engaged after eight years on the basis of approval conveyed by the Administrative Department vide No.240/96-UEED dated 27.02.1997;

Whereas, during 1997, Lakes & Waterways Development Authority had been created and Mr. Bashir Ahmad Ahangar has been shifted/deployed to the said authority for further duties, where he continues as such.

Whereas, Mr. Ahangar approached the Hon'ble Court for regularization of his services and the Hon'ble Court vide its order dated: 25.08.2014 has ordered as under:-

"Viewed thus, writ petition is allowed and respondents through writ of mandamus directed to accord consideration to petitioner's regularization unmindful of the stand taken in the reply to the writ petition, which as already stated is devoid of any substance. Respondents shall take a decision in the matter, having regard to the rules occupying the field, within eight weeks from the receipt of copy of this order."

Whereas, the regularization case of the petitioner in light of above Court order has been examined under existing rules i.e SRO 64 which provides that only those DRWs are eligible for regularization who have completed 07 years of service as on 31.03.1994 but, Sh. Bashir Ahmad is having only two months of service as DRW prior to his re-employment during 1997. Therefore, he does not come under the purview of SRO 64 of 1994. The Chief Engineer J&K UEED Srinagar was conveyed the same vide this department's letter dated 08.05.2015.

Now, therefore, in view of the background of the case and in compliance of the directions of the Hon'ble High Court the case of Mr. Bashir Ahmad Ahangar for regularization of his services was examined in the department and was found that instant case is not covered within the ambit of SRO-64 of 1994, hence the claim of the petitioner is rejected.

By order of the Government of Jammu and Kashmir.

Sd/-

(Bipul Pathak)IAS

Commr./Secretary to Government
Housing & Urban Dev. Department

No.HUD/Lit/2014/UEED/22

Dated : 07-04-2016

Copy to the :-

1. Chief Engineer, UEED J&K, Jammu.
2. Special Assistant to the Hon'ble Deputy Chief Minister(Minister Incharge H&UDD).
3. Sr. Law Officer, Housing & Urban Dev. Deptt.
4. Private Secretary to the Commr./Secy. to Government, H&UDD.
5. I/C website, H&UDD.
6. Government Order/Stock file


(Nissar Ahmad)

Under Secretary to Government
Housing & Urban Development Department


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