



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

Subject:- **Placement in respect of Mr. R.K Razdan, (Migrant) Head Assistant as Secretary**

GOVERNMENT ORDER NO. 158-HUD of 2018
D A T E D : 19 . 04. 2018

Whereas, Mr. R.K. Razdan, Migrant was appointed as Junior Assistant on 01.12.1978 in Municipal Committee Pattan Urban Local Bodies, Kashmir and promoted to the post of Senior Assistant on 01.03.1983. Thereafter he was involved in an embezzlement case and different FIRs were registered against him and others. The prosecution was sanctioned against him by the Administrative department. The cases were decided by the Ld. Special Judge Anticorruption Srinagar on 31.10.2006 wherein he was acquitted of the charges leveled in different FIRs;

Whereas, during the pendency of the case against Mr. R.K. Razdan, Mr. Hamza Mir Sr. Assistant who was junior to him was promoted as Secretary vide Order No. DLB/Estt/947/29 of 1999 dated 06.07.1999 issued by Director Urban Local Bodies, Kashmir;

Whereas, Mr Razdan was promoted as erstwhile Secretary-Cum-clerk vide Directorate order No; 105/DLB of 2003 dated 29/04/2003;

Whereas, Mr. R.K. Razadan has submitted his representation to the Director, Urban Local Bodies, Kashmir for restoration of his seniority as the officials below in the seniority have already been placed as I/C Executive officers;

Whereas, Mr. R.K. Razadan, (Migrant) has approached the Hon'ble High Court through a medium of service writ petition, praying therein for restoration of his seniority and promotion to the post of Executive officer, being senior most among all existing Secretaries of Urban Local Bodies, Kashmir;

Whereas, the Hon'ble High Court in the said writ petition has directed to respondents to file status of action taken on communication No. DULB/CC/448/4438-40 dated 07.07.2007, but the case of the petitioner was sub-judice before the Hon'ble High Court and the DPC could not take any decision in this case;

Where as, the case was disposed of by the Hon'ble High Court with the direction, that the respondents shall decide the claim of the petitioner by issuance of speaking order within one month from the date of receipt of the certified copy of the order;

Whereas, the case of the petitioner falls in the domain of state level Departmental Promotion Committee, which is only competent to take a call based on merits including giving retrospective effect, wherever applicable. Since convening of DPC may take some time to decide the case, the Hon'ble Court has granted limited time for deciding the case of the petitioner:

Now, in view of the recommendations of Director, Urban Local Bodies, Kashmir and more particularly the Hon'ble High Court order dated 24.11.2017 the petitioner Mr. R. K. Razdan, Secretary-cum-Clerk (Migrant), Urban Local Bodies, Kashmir, is hereby placed as I/C Secretary in his own pay and grade, subject to confirmation by the DPC as and when convened. The DPC will decide the case of the petitioner on its merits including giving retrospective effect wherever applicable.

By Order of the Government of Jammu & Kashmir.


**Sd/-
(K.B. Agarwal) IAS
Financial Commissioner
Housing & Urban Dev. Department**

No:-HUD/LSG/Lit/37/2015-ULBJ

Dated: 19 .04. 2018.

Copy to the:-

1. Commissioner Secretary to Govt. General Administration Department
2. Secretary to Govt. Department of Law, Justice & PA
3. Director, Urban Local Bodies, Kashmir/Jammu.
4. Mr. S.S. Nanda, Ld. Senior Additional Advocate General, J&K High Court Jammu
5. OSD to Deputy Chief Minister (I/C, Minister, H&UDD)
6. Sr. Law Officer, Housing & Urban Dev. Department.
7. Pvt. Secy. to Financial Commissioner, H&UDD
8. Concerned Official.
9. Government Order file/Stock file w.2.s.c.


(Zahoor Ahmad Butt)
**Under Secretary to Government
Housing & Urban Dev. Department**

