

1/187749/2023

GOVERNMENT OF JAMMU AND KASHMIR
JAMMU AND KASHMIR SERVICES SELECTION BOARD
 Hema Complex, Channi Himmat, Jammu/Zamzam Complex, Rambagh,
 Srinagar
 (www.jkssb.nic.in)

Subject: Order passed by the Hon'ble Central Administrative Tribunal , (CAT) Srinagar in O.A. No. 844/2022 titled Neelofar Jan D/o Abdul Salam Malik R/o Gagren Shopian v/s Union Territory of Jammu and Kashmir.


Order No. S4-SSB of 2023
Dated: 03.02.2023

Whereas, J&K Services Selection Board issued the Advertisement Notice No.01 of 2016 dated 01.06.2016, Item No.145 for the post of Horticulture Technician-IV for various district Cadres, Including for District, Shopian as per the following break-up:

OM	RBA	SC	ST	ALC	OSC	HC	ESM	TOTAL
11	05	02	02	01	00	00	00	21

Whereas, the Board, vide No.SSB/Sel/Secy/2017/13896-99 dated 31.12.2017, notified the Provisional Selection for these posts as per the merit obtained by the candidates; and

Whereas, at the time of document verification, only five candidates were found eligible and, accordingly, selection list was finalized and forwarded to the concerned Indenting Department and the remaining posts were kept reserved for want of certain clarification; and



Whereas, J&K Services Selection Board, vide letter No.SSB/COE/2022/57-64 dated 04.01.2022, also called upon remaining eligible candidates for Document Verification; and

Whereas, while the Document Verification in respect of these candidates was under process in the JKSSB, the General Administration Department, vide letter No.GAD-MTG/RBIV/200/2021-09-GAD dated 03.02.2022, directed to withdraw all such posts which were referred to the Board prior to 2019 and for which the selection process was yet to be finalized; and

Whereas, in pursuance to the above directions, the J&K Services Selection Board returned all these posts to the Intending Departments vide Letter No.SSB/Secy/2022/1239-60 dated 11.02.2022, which among others, included these unfilled posts of Horticulture Technician-IV, advertised vide Notification No.01 of 2016 dated 01.06.2016, under Item No.145 for District Cadre, Shopian; and

Whereas, the applicant, who was one of the candidates for the aforementioned posts, through the medium of O.A. No. 844/2022 titled Neelofar Jan D/o Abdul Salam Malik R/o Gagren Shopian v/s Union Territory of Jammu and Kashmir, has approached the Hon'ble Central Administrative Tribunal, Srinagar, which has disposed of the matter with the following directions:

"In view of the limited prayer made by the learned counsel for the applicant, the respondents are directed to consider and decide the representation of the



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applicant dated 07.02.2022 in light of the communication No. SB/Secy/Sel/3/UT/4397-4400/22 dated 20.05.2022 as per the law within six weeks from today by passing a reasoned and speaking order and an order so passed by the respondents and copy of the same be communicated to the applicant.

It is made clear that I have not expressed any opinion upon the merits of the case."

Whereas, the selection process for these 12 posts of Horticulture Technician-IV, District Cadre, Shopian, advertised vide Notification No.01 of 2016, under Item No. 145, has been abandoned pursuant to the above decision of the Competent Authority for withdrawal of all the posts referred prior to 31.10.2019 and these posts are no longer available in the Board; and

Whereas, the above decision, conveyed to the Board vide communication No. GAD-MTG/RBIV/200/2021-09-GAD dated 03.02.2022, provided as under:

"All posts referred to JKPSC/JKSSB prior to 31.10.2019, which selection have not been finalized till date, as also the posts in which there are litigation and the cases are pending in Hon'ble Courts, shall be deemed to have been withdrawn with immediate effect".

Whereas, communication No.SB/Secy/Sel/3/2021/UT/4397-4400/22 dated 20.05.2022, as referred in the aforementioned CAT direction, was related to such recommendations for which

the selection process was already completed, but recommendations were kept withheld for want of some clarification. Such cases were dealt as per the following instructions conveyed by the General Administration Department, vide letter No. GAD-MTGORBIV/35/2022-09-GAD dated 12-04-2022, where-by the withheld cases were required to be released under following conditions:

1. The post(s) is free from all encumbrances, and the J&K Services Selection Board has approved the release of recommendation in favour of these candidates (s) after satisfying itself of the eligibility conditions, educational qualification possessed by the candidates, verification of reserved category certificates, verification of migrant status, residency/domicile certificates etc. as applicable.
2. That there are no interventions of Hon'ble Courts/Central Administrative Tribunal at present.
3. All other terms and conditions for release of recommendations, appointment orders issued the from time to time are followed.

Now therefore, having regard to the orders passed by the Hon'ble Central Administrative Tribunal, the representation of the petitioner, having been considered, is found devoid of merits and hence rejected.

By Order.


05/02/23
(Sachin Jamwal) JKAS
Secretary
J&K Services Selection
Board

No. JKSSB/68/2022-05/302

Dated:

03.03.2023

Copy to:

1. Financial Commissioner (Additional Chief Secretary), Agriculture and Farmers' Welfare Department.
2. Commissioner/Secretary to the Government, General Administration Department.
3. Director Information, J&K, with the request to publish this Order in at-least two leading newspapers of Jammu/Srinagar.
4. Deputy Advocate General, representing JKSSB.
5. Private Secretary to Chairman, J&K Services Selection Board.
6. I/c Website, J&K Services Selection Board.
7. Neelofar Jan D/o Abdul Salam Malik R/o Gagren Shopian for information.
8. Office records.