

**Government of Jammu and Kashmir,
J&K Services Selection Board,
Rail Head Complex, Sehkari Bhawan, Jammu.
(www.jkssb.nic.in)**

Office order No: 133/SSB of 2020

Date: - 13-3-2020

Subject: SWP No. 828/2013, titled Saurabh Sharma Vs State & Ors. (Selection List of candidates for the post of Teacher (Education Department) District Cadre Jammu, pursuant to Advertisement Notice No. 07 of 2010 dated 12.11.2010 Item No.696 release of recommendation thereof).

Whereas, the Jammu & Kashmir Services Selection Board vide Advertisement Notification No. 07 of 2010 dated 12.11.2010 advertised posts of Teachers in School Education Department, District Cadre Jammu under Item No. 696 with the following category wise breakup:- OM-346, RBA-122, SC-49, ST-41, ALC-17, OSC-13;and

Whereas, the qualification prescribed for the post was "10+2, preference will be given to the candidates having higher qualification and those having passed M.Ed., B.Ed. and Diploma in ETT / NTT.

Whereas, the Selection List for the said post was finalized and forwarded to the Indenting Department vide communication No. SSB/Sel/Secy/012/2294-97 dated 03.09.2012. While forwarding the Final Selection List of the candidates for the said post of Teacher, the recommendation in favour of the petitioner namely Saurabh Sharma had been kept withheld and subject to production of Bonafide of M.A. in (Music Vocal) as regular candidate from Punjab University.

Aggrieved of non release of her recommendation, the petitioner approached the Hon'ble High Court at Jammu by way writ petition bearing SWP No. 828/2013 titled Saurabh Sharma Vs State & Ors, which was disposed of by the Hon,ble High Court vide its order dated 15-05-2018 with the following observations-

(i) the petitioner passed the aforesaid examination as regular student of Punjab University, Chandigarh.

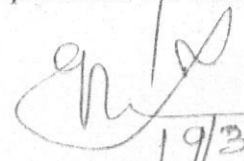
(ii) A bench of this court vide order dated 16.04.2013 had kept one post of Teacher in District Cadre, Jammu vacant.

(iii) In view of SRO 339 of 2005, even the degree obtained through the distance education mode is valid and admissible. It is relevant to mention here that the petitioner had taken the admissions in the course in the year 2004 and has passed out in the year 2006. There appears to be no justifiable reason for withholding the recommendation in favour of the petitioner."

Whereas, the petitioner has filed Contempt Petition bearing CPSW No. 468/2018 in SWP No. 828/2013 titled Saurabh Sharma V/s Sri Rigzin Samphel & Ors. for non-compliance of the order dated 15.05.2018 passed by the Hon'ble high Court in SWP No. 828/2013 titled Saurabh Sharma V/s state & Ors. which is pending adjudication before the Hon'ble High Court at Jammu.

Whereas, the matter was placed before the Board for its deliberations and appropriate decision in the matter having regard to order dated 15.05.2018 passed by the Hon'ble Court in SWP No. 828/2013 titled Saurabh Sharma v/s State & Ors.

Whereas, the matter was examined by Board in its 163rd meeting held on 19.02.2020 and it was decided to release the recommendation in favour of the petitioner namely Saurabh Sharma who figured at Serial No. 18 under OM Category in the Final Selection List already forwarded to the Indenting Department vide Communication No. SSB/Sel/Secy/012/2294-97 dated 03.09.2012. As such Saurabh Sharma D/O Purshotam Lal Sharma, R/O Railway Line Gagian, Tehsil R.S. Pura, District Jammu is hereby recommended to the Indenting Department for the post of Teacher, School Education Department, District Cadre Jammu pursuant to Advertisement Notification No. 07 of 2010 dated 12.11.2010, Item No. 696 under OM Category. However, the terms and conditions will be same as has been held in the main recommendation forwarded to the Indenting Department for further course of action in accordance with law.


19/3/2020

Secretary,
Services Selection Board,
Jammu

No. SSB/S-8/13/397-403/2020

Dated: 19.03.2020

Copy to the:-

1. Commissioner/Secretary to Government, General Administration Department.
2. Commissioner/Secretary to Government, School Education Department for information and necessary action.
3. Shri Amit Gupta Learned AAG, High Court of Jammu & Kashmir at Jammu.
4. Pvt. Secretary to Chairman for information to the Ld. Chairman.
5. Saurabh Sharma D/O Purshotam Lal Sharma, R/O Railway Line Gagian, Tehsil R.S. Pura, District Jammu.
6. Selection Division/ Record file.
7. In-charge website.