

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

Office order No: 8/SSB of 2020  
Date: 24-3-2020

**Subject:** SWP No. 398/2019 titled Vaishali Jamwal v/s State & Others.  
SWP No. 4267/2019 titled Tania Iqbal Shah v/s UT of J&K & Others  
(Selection List of candidates for the post of Science/ Math Teacher  
against Item No. 026 in District Cadre, Udhampur pursuant to  
Advertisement notification No. 06 of 2017 dated 28.12.2017).

Whereas, the Jammu and Kashmir Services Selection Board vide Advertisement notification No. 06 of 2017 dated 28.12.2017 invited Applications Forms from the eligible candidates for various District Cadre posts of the School Education Department.

Whereas, in pursuance to the above said Advertisement Notification No. 06 of 2017 dated 28.12.2017, Vaishali Jamwal alongwith others applied for the post of Science/ Math Teacher against Item No. 026 in District Cadre, Udhampur, in which she had shown her status as "married".

Whereas, the cut-off date for determining the eligibility of the candidates for the above said post is 21/01/2018.

Whereas, Written Examination for the above said post was held on 21.04.2018 in which the Petitioner secured 41.0417 marks out of 120 marks and weightage to written examination out of 85 she got 29.0419.

Whereas, the Provisional Shortlist was issued by the Answering Respondent vide Notice under endorsement No. SSB/Secy/Sel/2018/7458-62 dated 26.06.2018 in which the name of the Petitioner figured at Serial No. 15 with grand points (written + additional qualification out of 100) 41.0417 under Open Merit category.

Whereas, the Petitioner was called for Counselling/Document Verification on 23<sup>rd</sup> of July 2018 at camp office, JKSSB, Sehkari Bhawan Panama Chowk, Jammu and during the Counselling-Cum-Document-Verification, and it was found that at the time of applying for the post, the petitioner was married in Jammu District and was not eligible for the post, hence, candidature of the Petitioner for the above said post was rejected by the Board as found not eligible.

Whereas, the selection process was completed and final Selection List was issued and the same was forwarded to the Indenting Department vide Communication No. SSB/Secy/Sel/11/2019/1644-50 dated 08.03.2019.

Whereas, feeling aggrieved, for non-inclusion of her candidature in the Final Selection List, Petitioner filed this writ petition against the Answering Respondent before the Hon'ble High court by way of SWP No. 398/2019 titled Vaishali Jamwal v/s State and others wherein the Hon'ble High Court Issued interim directions vide its order dated 08.03.2019 directing the respondents as under:-

**“....meanwhile subject to objections, one post of Teacher District Cadre Udhampur shall not be filled up till further orders.**

Whereas, this office is in receipt of representation dated 17.01.2020 from Vaishali Jamwal (petitioner in SWP 398/2019 titled Vashali Jamwal V/s state and others) for consideration of her candidature for the post of Teacher(Science/Maths) in Udhampur District in pursuance to Advertisement No. 06 of 2017 dated 28.12.2017. In this representation she alleged that

- a. she applied for the above said posts and got selected but an objection is raised regarding her district.
- b. She also alleged that she got married in the year 2007 but due to differences with her husband she is living separately for the 11 years and got divorce on 16.05.2109.
- c. she alleged that the Board member disqualifies her candidature because of her marital status she mentioned that she was selected for the said post in the year 2018 and at that time she was living separately but not divorced.
- d. she stressed upon the proof of her living separately, the institution of maintenance case on 02.09.2015
- e. she went to the court and filed the writ petition bearing SWP No.398/2019 before the Hon'ble High Court at Jammu and the Court vide order dated 08.03.2019 directed that one post of Teacher in District Cadre Udhampur shall not be filled up till further order.
- f. In the last she prayed that being over aged, her representation may be given favorable consideration.

Whereas, the petitioner Vaishali Jamwal again submitted the same representation on 16.03.2020 for favorable consideration. It is pertinent to mention here that the Counselling-Cum-Document-Verification held on 23<sup>rd</sup> of July 2018 and the petitioner filed divorced petition bearing no. 228/HM.ACT on 24.07.2018 which was disposed of on 16.05.2019 wherein the marriage was dissolved by mutual consent between the petitioner and her husband.

Whereas, another candidate namely Tania Iqbal Shah (against which the one post of Teacher against Item No. 026 in District Cadre, Udhampur pursuant to Advertisement Notification No. 06 of 2017 dated 28.12.2017 shall be kept reserved by the Hon'ble High court vide its order dated 08.03.2019 passed in SWP No. 398/2019 titled Vaishali Jamwal v/s state and others) filed another Writ Petition before the Hon'ble High Court of J&K at Jammu bearing SWP No. 4267/2019 titled Tania Iqbal Shah versus State & others wherein the Hon'ble High Court vide its order dated 03.12.2019 directed the respondents as under:-

**“Meanwhile, subject to the objections from other side and till next date before the Bench, while operating the Waiting List, the respondent shall not fill one post of Science/Math Teacher (School Education Department) District Cadre Udhampur, Item No. 026 (06 of 2017 dated 28.12.2017)”**

Whereas, it is again pertinent to mention here that the recommendation of Tania Iqbal Shah who figured at Serial No. 20 under Open Merit Category of Selection List for the post of Science/Math Teacher (School Education Department) District Cadre Udhampur pursuant to Advertisement Notification No (06 of 2017 dated 28.12.2017) under Item No. 026 was kept withheld subject to production of B.Ed Degree which she had already submitted in the office of Jammu and Kashmir Services Selection Board vide Receipt No. 394 dated 25.03.2019; and

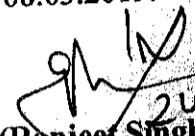
Whereas, the matter was examined by the Jammu and Kashmir Services Selection Board in its 171<sup>st</sup> meeting held on 12.06.2020 and the Board after discussion observed that the candidate namely Ms. Vaishali Jamwal had separated from her husband which was finally culminated in to divorce after the completion of legal formalities. As the candidate was already facing turbulence in her family life and was living separately in distressed condition, therefore to deprive her of livelihood and employment opportunity merely on technical grounds would not be in consonance with principals of fairness and justice. Accordingly, taking into account all relevant facts and circumstances of the case, and other related aspects, the Board resolved to release the recommendation in favour of Ms. Vaishali Jamwal figuring at S. No. 15 under Open Merit Category against the vacancy which has been reserved on the directions of the Hon'ble High Court. It was further decided to also release the recommendation in favour of Ms. Tania Iqbal Shah who by virtue of consideration of Ms Vaishali Jamwal under Open Merit Category would figure at S. No. 01 in the Waiting List under Open Merit Category

Now, therefore, in deference to aforementioned directions of the Hon'ble High Court and as per the decision of the Board, the candidature of **Vaishali Jamwal D/O K. S. Jamwal R/O Jamwal Niwas, Ward No. 13, Shakti Nagar, Dhar Road, Udhampur shall now figure at S. No 15 is recommended for for the post of Science/**

Math Teacher against Item No. 026 in District Cadre, Udhampur pursuant to Advertisement Notification No. 06 of 2017 dated 28.12.2017. Consequently the candidate figured at S. No. 15 shall now move to Position S. No. 16, so on and so forth upto S. No. 20.

It is further ordered that the withheld recommendation in favour of Ms. Tania Iqbal Shah D/O Iqbal Hussain R/O H. No. 215, Subash Nagar, Ward No. 01, Udhampur who by virtue of consideration of Ms Vaishali Jamwal under Open Merit Category would figure at S. No. 01 in the Waiting List under Open Merit Category for the post of Science/ Math Teacher against Item No. 026 in District Cadre, Udhampur pursuant to Advertisement Notification No. 06 of 2017 dated 28.12.2017 is also hereby released. Consequently the candidate figured at S. No. 01 OM/Wait List shall now move to Position S. No. 02 so on and so forth. Merit position of the Vaishali Jamwal is enclosed herewith and marked as Annexure-A. However, the terms and conditions will be same as per Selection List forwarded to the Indenting Department vide Communication No. SSB/Secy/Sel/11/2019/1644-50 dated 08.03.2019.

By Order

  
(Ranjeet Singh), KAS  
Secretary  
Services Selection Board  
Jammu

Dated: 24.06.2020

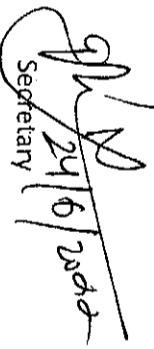
No. SSB/Legal/V-1/19/4873-79

Copy to the:-

1. Principal Secretary to Government, School Education Department, Civil Secretariat Jammu for information and necessary action.
2. Secretary to Government, General Administration Department Civil Secretariat Jammu.
3. Pvt. Secretary to Chairman for information to the Ld. Chairman.
4. Vaishali Jamwal D/O K. S. Jamwal R/O Jamwal Niwas, Ward No. 13, Shakti Nagar, Dhar Road, Udhampur
5. Ms. Tania Iqbal Shah D/O Iqbal Hussain R/O H. No. 215, Subash Nagar, Ward No. 01, Udampur
6. Selection Division/ Record file.
7. In-charge website.

**Selection list for the post of Science/Math Teacher district Cadre Udhampur (School Education Department) vide Advt. Notice No. 06 of 2017 dated 28-12-2017 under item No.026.**

Sel.S.No.	C.S.No.	A.Reg.No.	Roll No.	Name of Candidate	Father/Husband Name	Address	DOB	Category	Wtg.to written exam (out of 85)	Total Addition Points(out of 15)	Grands Points written+A dcl. Qualif.(out of 100)	Name of institute/ University	Year of Passing	Remarks
15	OM15	1700000090 25700002321	20091037628	Vaishali Jammwal	KS Jammwal	Jammwal Niwas W.No.13, Shakti Nagar Dhar Road Udhampur	21-03- 1979	OM	29.0417	12	41.0417	Jammu University	2001,2003 2006 &2016	

  
 Secretary  
 J&K Services Selection Board,  
 Jammu.