



**Government of Jammu and Kashmir
Higher Education Department
Civil Secretariat, J&K**

Subject:- OA.No.1505/2023 titled Naz Zargar v/s UT of J&K & Ors.

Government Order No. 125 -JK (HE) of 2024
Dated: 29 .02.2024

Whereas, applications were invited through online portal for effecting transfers of Assistant Professors, Associate Professors, Physical Training Instructors and Librarians. Detailed instructions were issued for applying through online Portal;

Whereas, the applicant Naz Zargar, Assistant Professor in English applied through online portal and he was transferred from Government Degree College, Bhaderwah (Zone C) to Government Degree College Kilhotran (Zone D) vide Government Order No. 327-JK(HE) of 2023 dated 16.11.2023;

Whereas, the applicant, being aggrieved of the Government Order No. 327-JK(HE) of 2023 dated 16.11.2023, filed Original Application No.1505/2023 titled Naz Zargar v/s UT of J&K &Ors before the jurisdictional Tribunal of Hon'ble Central Administrative Tribunal at Jammu praying for following reliefs:-

- a. Quash order impugned bearing Govt. Order No.327- JK(HE) of 2023 dated 16.11.2023 to the extent it pertains to his transfer from Govt. Degree College, Bhaderwah to Govt. Degree College, Kilhotran.
- b. Direct the respondents to allow the applicant to continuously serve in Govt. Degree College, Bhaderwah.
- c. Any other relief which the Hon'ble Tribunal may deem fit and appropriate in the facts and circumstances of the case

Whereas, the Hon'ble Central Administrative Tribunal after hearing the applicant disposed the OA by passing order dated 22.11.2023, the operative part of which is reproduced as under:

"..... Accordingly, the Original Application is disposed of with a direction to respondents to decide the applicant's pending representation dated 30.08.2023 by passing a reasoned and speaking order within a period of two weeks from the date of receipt of a certified copy of this order. Before passing any order, the applicant shall also be afforded an opportunity of hearing. Respondents are further directed to communicate the order so passed to the applicant.

In the meantime, the applicant should not be relieved from his present place of working i.e. status quo shall be maintained.

With these directions, O.A. No. 1505 of 2023 is disposed of."

Whereas, in compliance to the directions of the Hon'ble Central Administrative Tribunal, vide letter dated 01.02.2024, the applicant was requested to appear in the Administrative Department for hearing on 02.02.2024. The applicant appeared on the scheduled date and time and the applicant was heard in person through virtual mode;

Whereas, the applicant has stated that he has been transferred from GDC Bhaderwah to GDC Kilhotran, inspite of the fact that he is 75% visually disabled candidate. In view of his health conditions, he has requested to modify his transfer orders and place him in any nearby college. The case of the applicant is examined and is found genuine. His request for modification can be considered for Government Degree College, Doda against any available vacancy;

Now, therefore, in the light of the above stated facts and circumstances, the claim of the applicant has been considered in view of his health/medical condition. The applicant is, hereby, transferred and posted at GDC, Doda against any available vacancy.

By order of the Government of Jammu and Kashmir.

Sd/-

(Alok Kumar), IRS

Principal Secretary to the Government

No: HED-LEG/153/2023-04 (7344555)

Dated:- 29 .02.2024

Copy to the:-

1. Joint Secretary, J&K, Ministry of Home Affairs, Government of India.
2. Director Colleges, J&K.
3. OSD to Advisor (B) to the Hon'ble Lieutenant Governor, J&K UT.
4. Principal GDC Doda for information.
5. Principal, GDC Bhaderwah for immediate compliance.
6. Concerned.
7. Private Secretary to Principal Secretary to Government, Higher Education Department.
8. I/c website.
9. Government Order file (w.2.s.c).

(Sanjay Kumar Tickoo)

Under Secretary to the Government