

Government of Jammu & Kashmir
Directorate of School Education Kashmir
SP College Road, Srinagar

Sub: O.A./62/00163/2021 titled Muneeba Akhter V/s Union Territory of J&K

ORDER NO. 16 DSEK OF 2023
DATED 09 -01-2023

Whereas, the Administrative Department forwarded a list of 333 candidates recommended by the JKSSB for the post of General Line Teacher in District Cadre Srinagar including 33 candidates belonging to ST Category; and

Whereas, the Department issued formal appointment order in respect of all candidates who were selected/ recommended by the JKSSB; and

Whereas, the Department reserved 03 posts of ST Categories due to orders of the Hon'ble High Court passed in various service writ petitions; and

Whereas, Four (04) posts accrued due to non-joining of equal number of candidates which were communicated to the Administrative Department in a consolidated manner vide this office letter dated 21/10/2019 for obtaining authorization for operation of wait list; and

Whereas, the Administrative Department conveyed approval for operation of wait list against all non-joining posts including 04 posts of ST Category; and

Whereas, Mr. Mohd. Munshi Khatana Husband of Muneeba Akhter approached to this Directorate for issuance appointment order of his spouse Mtr. Muneeba Akhter figuring at S.No. 03 wait of ST Category on the plea that S.No. 01 and 02 are already Govt. Employee and are not interest to join on the post of Teachers; and

Whereas, the candidate also approached the Hon'ble CAT through the medium of O.A. and Hon'ble CAT vide Order dated 04/02/2021 passed the following interim directions:-

"In view of the submissions made by learned counsel for the applicant seeking limited direction, the O.A. is disposed off with a direction to the respondent No. 2 to decide the representation of the applicant dated 09/11/2020 by passing a reasoned and speaking Order in accordance with the relevant rules and intimate the same to the applicant within a period of one week from the date of receipt of a certified copy of the order."

Whereas, the applicant through her advocate represented for issuance of appointment order in terms of the orders of Hon'ble CAT which was examined by this office and observed that due to pending disposal of 03 cases in the Hon'ble Court and expiry of validity of selection list the formal order for appointment can not be issued in favour of the said applicant, at this stage.

Now, therefore, the request of the applicant has been found devoid of merits on the basis of rules applicable on the subject and is hereby rejected.

Sd/
Director

School Education Kashmir
Dated: 09 /01/2023

No: Estt-III/B-Trs/ UHig/CAT/21/69/S065

Copy to the:

1. Principal Secretary to the Govt. School Education Department Civil Secretariat Jammu for favour of information.
2. Chief Education Officer Srinagar, for information and necessary action. Incharge website.
3. Deputy Legal Remembrancer, DSEK for compliance.
4. Mtr. Muneeba Akhter W/o Mohd Munshi Khatana R/o Sangari Khanmoh Tehsil and District Srinagar for information.
5. Incharge website.
6. Order file/stock file.

Joint Director (E.E.),

Directorate of School Education
Kashmir