



THE

JAMMU & KASHMIR GOVERNMENT GAZETTE

Vol. 130] Srinagar, Thu., the 8th June, 2017/18th Jyai., 1939. [No. 10

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PART I-A

Jammu & Kashmir Government–Orders

HIGH COURT OF JAMMU AND KASHMIR AT JAMMU.

Notification

No. 911 Dated 13-02-2017.

It is hereby notified that vide High Court Order dated 28-01-2017 Mr. Yogeshwar Singh S/o Mr. Kuldeep Singh R/o Birpur, Bari Brahmana, Samba has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate and verification of his character and antecedent from the concerned agency. His name has been entered under Serial No. JK-141/2017 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 912 Dated 13-02-2017.

It is hereby notified that vide High Court Order dated 28-01-2017 Ms. Vikhail Prasher D/o Mr. Romesh Kumar Sharma R/o Village Gungus, W. No. 3, Pyt. Jeeri, Mohalla Padder, Reasi has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate and verification of her character and antecedent from the concerned agency. Her name has been entered under Serial No. JK-137/2017 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 913 Dated 13-02-2017.

It is hereby notified that vide High Court Order dated 28-01-2017 Mr. Zakir Hussain S/o Mr. Mohd Ishaq R/o Asrarabad, Sidhra Bye-Pass, Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate and verification of his character and antecedent from the concerned agency. His name has been entered under Serial No. JK-143/2017 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 914 Dated 13-02-2017.

It is hereby notified that vide High Court Order dated 28-01-2017 Mr. Mohd Irfan S/o Mr. Ghulam Nabi R/o Village Dharana, Breela, Tehsil Mendhar, District Poonch has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate and verification of his character and antecedent from the concerned agency. His name has been entered under Serial No. JK-73/2017 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 915 Dated 13-02-2017.

It is hereby notified that vide High Court Order dated 28-01-2017 Mr. Madhusudan Sambyal S/o Mr. Om Singh R/o Mandi Pashwalian, Samba has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate and verification of his character and antecedent from the concerned agency. His name has been entered under Serial No. JK-58/2017 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 916 Dated 13-02-2017.

It is hereby notified that vide High Court Order dated 28-01-2017 Mr. Tariq Mehmood Chowdhary S/o Mr. Mohd Abdullah Chowdhary R/o W. No. 3, D. C. Colony, Near PMGSY Office, Rajouri has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate and verification of his character and antecedent from the concerned agency. His name has been entered under Serial No. JK-132/2017 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 917 Dated 13-02-2017.

It is hereby notified that vide High Court Order dated 28-01-2017 Mr. Soney Kumar S/o Mr. Ishwar Lal R/o Shuppi, Khankote, P. O.

Mohalla, Tehsil Mohalla, District Doda has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate and verification of his character and antecedent from the concerned agency. His name has been entered under Serial No. JK-122/2017 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 918 Dated 13-02-2017.

It is hereby notified that vide High Court Order dated 28-01-2017 Mr. Suchin Kumar S/o Mr. Raj Kumar R/o Village Kullian Adda, R. S. Pora, Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate and verification of his character and antecedent from the concerned agency. His name has been entered under Serial No. JK-124/2017 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 919 Dated 13-02-2017.

It is hereby notified that vide High Court Order dated 28-01-2017 Ms. Suhail Bharti D/o Mr. Dharminder Kumar R/o H. No. 82, New Plot near Govt. Middle School, Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally

for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate and verification of her character and antecedent from the concerned agency. Her name has been entered under Serial No. JK-125/2017 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 920 Dated 13-02-2017.

It is hereby notified that vide High Court Order dated 28-01-2017 Ms. Umaira Fayaz D/o Mr. Fayaz Ahmad Joo R/o Wuyan near Receiving Station, Pampore, Pulwama A/P Qammerwari, Arjumand Lane near Shah Cinema, Srinagar has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate and verification of her character and antecedent from the concerned agency. Her name has been entered under Serial No. JK-133/2017 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 921 Dated 13-02-2017.

It is hereby notified that vide High Court Order dated 28-01-2017 Mr. Uttam Vikas S/o Mr. Sardari Lal R/o H. No. 194/3, Rajpura, Satwari, Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of

his Provisional/LL.B Degree Certificate and verification of his character and antecedent from the concerned agency. His name has been entered under Serial No. JK-134/2017 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 922 Dated 13-02-2017.

It is hereby notified that vide High Court Order dated 28-01-2017 Mr. Vasharan Thakur S/o Mr. Ranjit Singh Thakur R/o 104-A Ext., Sainik Colony, Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate and verification of his character and antecedent from the concerned agency. His name has been entered under Serial No. JK-135/2017 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 923 Dated 13-02-2017.

It is hereby notified that vide High Court Order dated 28-01-2017 Ms. Sakshi Bandral D/o Mr. Karan Singh R/o H. No. 7, Sector-2, Pandoka Colony, Paloura, Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate and verification of her character and antecedent from the concerned agency.

Her name has been entered under Serial No. JK-130/2017 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 924 Dated 13-02-2017.

It is hereby notified that vide High Court Order dated 28-01-2017 Mr. Aabid Bashir S/o Mr. Bashir Ahmad Kuthoo R/o Harwan, Kuthoo Mohalla, Tehsil Khanyar, District Srinagar has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate and verification of his character and antecedent from the concerned agency. His name has been entered under Serial No. JK-01/2017 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

(Sd.) MOHAMMAD YASIN BEIGH,
Joint Registrar (Adm.).



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Separate paging is given to this part in order that it may be filed as a separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR,
HOME DEPARTMENT.

Subject :— Promotion of IPS Officers of 2013 batch to the Senior Time Scale of IPS (Pay Band-3 Rs. 15600-39100 with Grade Pay of Rs. 6600/-).

Reference :— Cabinet Decision No. 31/02/2017 dated 13-02-2017.

Government Order No. 93-Home of 2017

Dated 13-02-2017.

In terms of the IPS (Pay) Rules, 2007 read with the IPS Promotion Guidelines, sanction is hereby accorded to the promotion of the following

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IPS Officers of 2013 batch to the Senior Time Scale of IPS (Pay Band-3 Rs.15600-39100/- with Grade Pay of Rs. 6600/-) w. e. f. 01-01-2017 :-

1. Mr. Chandan Kohli.
2. Mr. Nagpure Amod Ashok.
3. Mr. Ashish Kumar Mishra.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,
Principal Secretary to the Government,
Home Department.

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT—REVENUE DEPARTMENT.

Notification No. 12-Rev (LAJ) of 2017
Dated 27-01-2017.

Whereas, the land, specification whereof are given at “Annexure-A” to this notification, is required for public purpose, viz. for realignment of road between KM 146-087 of Ramban and Ramban Old alignment and KM 1-840 of Ramban-Gool road on account of construction of Sawlakote Hydroelectric Project ;

Whereas, on the basis of indent placed by Executive Engineer, Sawlakote, Ramban, a notification under section 4 (1) was issued by Collector, Land Acquisition, Sawlakote Hydroelectric Project, Ramban vide No. 167-75/SKP dated 19-05-2016 for land measuring 176 Kanals 13 Marlas situated at Village Maitra Govindpura, Tehsil and District Ramban ;

Whereas, the Collector, Land Acquisition, Sawlakote Hydroelectric Project, Ramban vide No. 254-57/SKP dated 30-08-2016 has reported that the notification issued under section 4 (1) of the J&K State Land Acquisition Act by him was served upon the interested persons for filing objections, if any, to the proposed acquisition, but no objection was received from the land owners/interested persons within the prescribed period as required under sections 5 & 5-A of the Land Acquisition Act ;

Whereas, the report furnished by Collector, Land Acquisition, Sawlakote Hydroelectric Project, Ramban vide above referred letter duly endorsed by District Collector (DC), Ramban, vide No. DCJ/LA/Rbn-2016-17/47-48 dated 22-11-2016, has been examined and it has been found that the land owners did not file any objection to the proposed acquisition ; and

Whereas, the Government is satisfied that the land particulars whereof are given above is required for public purpose viz., for realignment of road between KM 146-087 of Ramban and Ramban Old alignment and Km 1-840 of Ramban-Gool road on account of construction of Sawlakote Hydroelectric Project.

Now, therefore, in pursuance of section 6 of the J&K State Land Acquisition Act, Samvat 1990, it is declared that the land measuring 176 Kanals, 13 Marlas situated at Village Maitra Govindpura, Tehsil and District Ramban, particulars whereof are given above at "Annexure-A" is required for public purposes viz. for realignment of road between Km 146-087 of Ramban and Ramban Old alignment and Km 1-840 of Ramban-Gool road on account of construction of Sawlakote Hydroelectric Project. Further, the Collector, Land Acquisition, Sawlakote Hydroelectric Project, Ramban is directed under section 7 of the said Act to take orders for acquisition of the said land after giving prescribed notice to the interested person(s) as required under the Land Acquisition Act/Rules.

However, the Collector concerned shall be personally responsible for identification and proper title verification of all types of land involved

in the case for making apportionment of compensation amongst all the interested persons/rightful claimants, in accordance with the relevant laws/rules in force, while making the award.

(Sd.) MOHAMMAD ASHRAF MIR,
Commissioner/Secretary to Government,
Revenue Department.

Annexure 'A'

District	Tehsil	Village	Khasra Nos.	Area
1	2	3	4	5
				K. M.
Ramban	Ramban	Maitra Govindpura	255 min	01-14
			255 min	00-11
			242 min	00-09
			242 min	01-10
			256 min	02-15
			244 min	01-09
			244 min	01-11
			245 min	00-19
			218 min	01-01
			257 min	00-04

1	2	3	4	5
				K. M.
			1069 min	00-17
			1240 min	01-07
			1241 min	02-03
			1243 min	03-09
			1283 min	04-00
			1285 min	04-15
			1286 min	02-13
			1297 min	00-01
			1309 min	03-11
			1282 min	05-10
			1280 min	00-15
			1271/1	00-18
			1136 min	00-05
			1097 min	06-06
			1089 min	00-05
			1088 min	01-19
			1096 min	02-07
			215 min	00-10

1	2	3	4	5
				K. M.
			216/1	00-16
			1124 min	02-07
			1075 min	05-00
			1244 min	05-00
			1120 min	00-07
			75 min	01-09
			286 min	01-00
			298 min	04-17
			1045 min	05-17
			1119 min	00-10
			1122 min	00-11
			1156 min	14-04
			1163 min	01-00
			167 min	01-12
			170 min	00-09
			174 min	00-03
			1170 min	00-15
			71 min	00-02

1	2	3	4	5
				K. M.
			1081 min	00-08
			1078 min	05-04
			216 min	01-04
			217 min	02-18
			1125 min	06-12
			176 min	02-10
			1085 min	01-06
			168 min	04-14
			337 min	02-00
			172 min	00-05
			54 min	00-11
			74 min	05-00
			1165 min	00-07
			1137 min	00-05
			1138 min	00-05
			321 min	04-06
			1076 min	00-11
			1077 min	00-04

1	2	3	4	5
				K. M.
			169 min	00-14
			300 min	00-05
			1080 min	00-05
			1155 min	01-02
			1238 min	00-06
			1132 min	05-19
			1135 min	02-17
			1081 min	01-03
			336 min	00-15
			78 min	02-03
			170 min	00-05
			167 min	02-16
			335 min	00-14
			336 min	01-00
			321 min	00-18
			322 min	00-11
			333 min	00-01
			279 min	01-19
			287 min	01-02

1	2	3	4	5
				K. M.
			288 min	02-02
			323 min	00-05
			332 min	00-14
			78 min	00-08
			1085 min	04-04
			1050 min	02-19
			1150 min	01-09
			1150 min	01-12
			1150 min	00-07
			G. Total	176-13

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT—REVENUE DEPARTMENT.

Notification No. 13-Rev (LAJ) of 2017

Dated 27-01-2017.

Whereas, the land, specification whereof are given at “Annexure-A” to this notification is required for public purpose, viz. for coming under submergence of Project Utilities due to construction of Sawlakote Hydroelectric Project ;

Whereas, on the basis of an indent placed by Executive Engineer, Sawlakote, Ramban, a notification under section 4 (1) was issued by Collector, Land Acquisition, Sawlakote Hydroelectric Project, Ramban vide No. 41-47/SKP dated 02-05-2016 for land measuring 110 Kanals and 08 Marlas situated at Village Chachawah, Tehsil Gool, District Ramban ;

Whereas, the Collector, Land Acquisition, Sawlakote Hydroelectric Project, Ramban vide No. 258-62 dated 30-08-2016 has reported that the notification issued under section 4 (1) of the J&K State Land Acquisition Act by him was served upon the interested persons for filing objections, if any, to the proposed acquisition but no objection was received from the land owners/interested persons within the prescribed period as required under sections 5&5-A of the Land Acquisition Act ;

Whereas, the report furnished by Collector, Land Acquisition, Sawlakote, Hydroelectric Project, Ramban vide above referred letter duly endorsed by District Collector (DC), Ramban, vide No. DCJ/LA/Rbn-2016-17/53-54 dated 22-11-2016, has been examined and it has been found that the land owners did not file any objection to the proposed acquisition ;

Whereas, the Government is satisfied that the land referred above is required for public purpose viz. for coming under submergence of Project Utilities due to construction of Sawlakote, Hydroelectric Project.

Now, therefore, in pursuance of section 6 of the J&K State Land Acquisition Act, Samvat 1990, it is declared that the land measuring 110 Kanals, 08 Marlas situated at Village Chachawah, Tehsil Gool, District Ramban particulars whereof are given above at "Annexure-A" is required for public purposes viz. for coming under submergence Project Utilities due to construction of Sawlakote Hydroelectric Project. Further, the Collector, Land Acquisition, Sawlakote Hydroelectric Project, Ramban

is directed under section 7 of the said Act to take orders for acquisition of the said land after giving prescribed notice to the interested persons(s) as required under the Land Acquisition Act/.Rules.

However, the Collector concerned shall be personally responsible for identification and proper title verification of all types of land involved in the case for making apportionment of compensation amongst all the interested persons/rightful claimants, in accordance with the relevant laws/rules in force, while making the award.

(Sd.) MOHAMMAD ASHRAF MIR,
Commissioner/Secretary to Government,
Revenue Department.

Annexure 'A'

District	Tehsil	Village	Khasra Nos.	Area
1	2	3	4	5
				K. M.
Ramban	Gool	Chachawah	982/438	min 49-16
			982/438	min 02-18
			982/438	min 12-10
			982/438	min 00-02
			982/438	min 00-03
			982/438	min 00-11

1	2	3	4	5
				K. M.
			980/438	01-05
			981/438	01-00
			976/438	01-08
			662/367/1	00-08
			663/367/1	00-06
			438/367/1	00-04
			509/367/1	13-09
			509/466/367/1	min 13-16
			509/466/367/1	min 08-07
			653/563/367/1	04-05
			G. Total	110-08

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT—REVENUE DEPARTMENT.

Notification No.14-Rev (LAJ) of 2017

Dated 27-01-2017.

Whereas, the land, specification whereof are given at “Annexure-A” to this notification, is required for public purpose, viz. for establishment of colony at Village Tanger on account of construction of Sawlakote Hydroelectric Project ;

Whereas, on the basis of indent placed by Executive Engineer, Sawlakote, Ramban a notification under section 4 (1) was issued by Collector, Land Acquisition, Sawlakote Hydroelectric Project, Ramban vide No. 54-59/SKP dated 02-05-2016 for land measuring 38 Kanals 15 Marlas situated at Village Tanger, Tehsil and District Ramban ;

Whereas, the Collector, Land Acquisition, Sawlakote Hydroelectric Project, Ramban vide No. 276-80/SKP dated 30-08-2016 has reported that the notification issued under section 4 (1) of the J&K State Land Acquisition Act by him was served upon the interested persons for filing objections, if any, to the proposed acquisition, but no objection was received from the land owners/interested persons within the prescribed period as required under sections 5 & 5-A of the Land Acquisition Act ;

Whereas, the report furnished by Collector, Land Acquisition, Sawlakote Hydroelectric Project, Ramban vide above referred letter duly endorsed by District Collector (DC), Ramban, vide No. DCJ/LA/Rbn-2016-17/43-44 dated 22-11-2016, has been examined and it has been found that the land owners did not file any objection to the proposed acquisition ; and

Whereas, the Government is satisfied that the land referred above is required for public purpose for establishment of colony at Village Tanger on account of construction of Sawlakote Hydroelectric Project.

Now, therefore, in pursuance of section 6 of the J&K State Land Acquisition Act, Samvat 1990, it is declared that the land measuring 38 Kanals and 15 Marlas situated at Village Tanger, Tehsil and District Ramban, particulars whereof are given above at "Annexure-A" is required for public purposes viz. establishment of colony at Village Tanger on account of construction of Sawlakote Hydroelectric Project. Further, the Collector, Land Acquisition, Sawlakote Hydroelectric Project, Ramban is directed under section 7 of the said Act to take orders for

acquisition of the said land after giving prescribed notice to the interested person(s) as required under the Land Acquisition Act/Rules.

However, the Collector concerned shall be personally responsible for identification and proper title verification of all types of land involved in the case for making apportionment of compensation amongst all the interested persons/rightful claimants, in accordance with the relevant laws/rules in force, while making the award.

(Sd.) MOHAMMAD ASHRAF MIR,
Commissioner/Secretary to Government,
Revenue Department.

Annexure 'A'

District	Tehsil	Village	Khasra Nos.	Area
1	2	3	4	5
				K. M.
Ramban	Ramban	Tanger	299	03-06
			295	01-03
			296	00-09
			297	00-10
			298	00-07
			294 min	02-14
			294 min	00-04
			330 min	02-11

1	2	3	4	5
				K. M.
			335	01-14
			336	01-18
			337	02-14
			338	00-02
			339	00-04
			340 min	02-19
			340 min	00-10
			340 min	00-04
			340 min	00-03
			340 min	00-03
			340 min	00-03
			341	00-14
			342	04-14
			343	03-12
			361	01-10
			362	00-12
			363	00-05
			364	03-12
			365	01-18
			G. Total	38-15

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT—REVENUE DEPARTMENT.

Notification No. 15-Rev (LAJ) of 2017
Dated 27-01-2017.

Whereas, the land, specification whereof are given in “Annexure-A” to this notification, is required for public purpose, viz. construction of Ring Road by NHAI at Village Ghou-Manhasan, Tehsil Marh, District Jammu ;

Whereas, on the basis of indent placed by Project Director, NHAI, 315/1, Jammu, a notification under section 4 (1) was issued by Collector, Land Acquisition (SDM, Marh) No. SDM/M/LH/Acq/Road-Ring/2016-17/526-33 dated 24-11-2016 for land measuring 246 Kanals situated at Village Ghou-Manhasan, Tehsil Marh, District Jammu ;

Whereas, the Collector, Land Acquisition (SDM, Marh), Jammu vide No. SDM/M/2016-17/Ring-Road/373-74 dated 07-12-2016 has reported that the notification issued under section 4 (1) of the J&K State Land Acquisition Act by him was served upon the interested persons for filing objections, if any, to the proposed acquisition, but no objection was received from the land owners/interested persons within the prescribed period as required under sections 5 & 5-A of the Land Acquisition Act ;

Whereas, the report furnished by Collector, Land Acquisition (SDM, Marh), Jammu vide above referred letter duly endorsed by District Collector (DC), Jammu, vide No. DCJ/LA/Ring-Road/Ghou-Manhasan/2016-17/1234-36 dated 13-12-2016 and Divisional Commissioner, Jammu vide his No. 502/2772/Acq/R-R-NHAI/Ghou-Manhasan/J/2610-13 dated 24-12-2016 has been examined and it has been found that the land owners did not file any objection to the proposed acquisition ; and

Whereas, the Government is satisfied that the land particulars whereof are given above, is required for public purpose viz., construction of Ring Road by NHAI in Village Ghou-Manhasan, Tehsil Marh, District Jammu.

Now, therefore, in pursuance of section 6 of the J&K State Land Acquisition Act, Samvat 1990, it is declared that the land measuring 246 Kanals, situated at Village Ghou-Manhasan, Tehsil Marh, District Jammu, particulars whereof are given in "Annexure-A" is required for public purposes viz. for construction of Ring Road by NHAI. Further, the Collector, Land Acquisition (SDM), Marh is directed under section 7 of the said Act to take orders for acquisition of the said land after giving prescribed notice to the interested person(s) as required under the Land Acquisition Act/Rules.

However, the Collector concerned shall be personally responsible for identification and proper title verification of all types of land involved in the case for making apportionment of compensation amongst all the interested persons/rightful claimants, in accordance with the relevant laws/rules in force, while making the award.

(Sd.) MOHAMMAD ASHRAF MIR,
Commissioner/Secretary to Government,
Revenue Department.

Annexure 'A'

District	Tehsil	Village	Khasra Nos.	Area
1	2	3	4	5
				K. M.
Jammu	Marh	Ghou-Manhasan	162 min	01-14½
			163 min	05-03
			164 min	07-02
			165	02-15½

1	2	3	4	5
				K. M.
			166	05-01
			169	04-08
			170	03-16
			171	04-12
			174	03-00
			175	02-08
			176	02-08
			177	08-00
			310	01-11
			311	00-15
			312	02-08
			313	02-07
			314	02-14
			315	03-01
			316	01-17
			317	01-18
			318	01-14
			320	02-07
			321	02-07
			322	01-02
			330	03-06
			320	02-07

1	2	3	4	5
				K. M.
			321	02-07
			322	01-02
			330	03-06
			331	01-02
			332	02-07
			333	02-02
			334	02-05
			335	04-00
			336	00-15
			409	03-13
			410	02-09
			411	01-15
			412	04-08½
			413	00-16
			419	00-19
			437	01-03
			438	02-08½
			439	03-04
			440	02-19
			441	02-04
			443	01-04
			444	01-12
			445	02-06

1	2	3	4	5
				K. M.
			446	00-16
			447	02-09½
			448	01-03
			1139	02-04
			1140	10-11
			1138	08-12½
			Road	00-12
			1249	42-12
			1250	14-03
			1251	02-15
			1252	16-04
			1253	03-15
			1254	02-00
			986	06-08
			664	00-03
			665	01-08
			1477	00-06½
			1141	02-02
			1142	00-15½

			G. Total	246-00

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT—REVENUE DEPARTMENT.

Notification No. 16-Rev (LAJ) of 2016
Dated 27-01-2017.

Whereas, the land, specification whereof are given at “Annexure-A” to this notification is required for public purpose, viz. construction of Ring Road by NHAI ; and

Whereas, on the basis of indent placed by Project Director, NHAI, 315/1 Channi, Jammu vide PD/JMU/LA/Jammu/Ring Road/2016/1618 dated 08-07-2016, a notification under section 4 (1) was issued by Collector, Land Acquisition (SDM, South), Jammu for land measuring 58 Kanals 05 Marlas situated in Village Chak Bhure, Tehsil Mandal, District Jammu ; and

Whereas, the Divisional Commissioner, Jammu vide letter No. 502/2777/Acq/R-R-NHAI/Chak Bhure/J/16/2614-17 dated 24-12-2016 has reported that the notification issued under section 4 (1) of the J&K State Land Acquisition Act by the Collector, Land Acquisition (SDM, South), Jammu vide SDM/JMU-S/837-43 dated 12-08-2016 was served upon the interested persons for filing objections, if any, to the proposed acquisition but no objection was received from the land owners/interested persons in the prescribed time period as required under sections 5&5-A of the Land Acquisition Act ; and

Whereas, the report furnished by Divisional Commissioner, Jammu vide letter referred to above has been examined and it has been found that the land owners did not file any objection to the proposed acquisition ; and

Whereas, the Government is satisfied that the land particulars whereof are mentioned at “Annexure-A” to this notification is required for public purpose viz. “Construction of Rang Road by NHAI”.

Now, therefore, in pursuance of section 6 of the J&K State Land Acquisition Act, Samvat 1990, it is declared that the land measuring 58 Kanals 05 Marlas situated in Village Chak Bhure, Tehsil Mandal, District Jammu, particulars whereof are given at “Annexure-A” to this notification is required for public purpose viz. construction of Ring Road by NHAI. Further, the Collector, Land Acquisition (SDM, South), Jammu is directed under section 7 of the said Act to take orders for acquisition of the said land after giving prescribed notice to the interested person(s) as required under the Land Acquisition Act/Rules.

However, the Collector concerned shall be personally responsible for identification and proper title verification of all types of land involved in the case and apportionment of compensation amongst all the interested persons/rightful claimants, in accordance with the relevant laws/rules in force, while making the award.

(Sd.) MOHAMMAD ASHRAF MIR,
Commissioner/Secretary to Government,
Revenue Department.

Annexure ‘A’

District	Tehsil	Village	Khasra Nos.	Area
1	2	3	4	5
				K. M.
Jammu	Mandal	Chak Bhure	702 min	02-03
			701 min	00-15

1	2	3	4	5
				K. M.
			680 min	01-11
			686	01-12
			687 min	00-11
			648 min	02-03
			649 min	05-10
			649 min	01-04
			650 min	02-09
			651 min	01-19
			652 min	01-13
			653 min	00-11
			636 min	00-11
			635	00-12
			634	01-06
			633 min	00-12
			637 min	00-12
			611 min	01-03
			610	03-13
			609 min	07-04
			608 min	00-15
			607 min	00-03

1	2	3	4	5
				K. M.
			612 min	00-14
			544 min	01-04
			529	00-04
			533 min	00-02
			530 min	02-08
			528 min	01-09
			527 min	01-17
			526 min	05-04
			525 min	03-06
			524 min	02-03
			522 min	00-11
			521 min	00-11

			G. Total	58-05

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT—REVENUE DEPARTMENT.

Notification No. 18-Rev (LAJ) of 2017
Dated 27-01-2017.

Whereas, the land, specification whereof are given below, is required for public purpose viz. construction of wayside amenities

(Truck Parking) along National Highway at Jhajjar Kotli, Tehsil Dansal, District Jammu ;

Particulars of land

District	Tehsil	Village	Khasra Nos.	Area
1	2	3	4	5
				K. M.
Jammu	Dansal	Jhajjar Kotli	133 min	02-05
			134 min	03-08
			135 min	00-06
			136 min	07-03
			137 min	03-06
			180	07-16
			181	09-00
			Total	33-04

Whereas, on the basis of indent prepared by Project Director, NHAI, a notification under section 4 (1) was issued by Collector, Land Acquisition (ACR), Jammu, vide No. LA/ACR/NHAI/Jhajjar Kotli/2016-17/88-95 dated 30-04-2016 for land measuring 33 Kanals 04 Marlas, situated at Village Jhajjar Kotli, Tehsil Dansal, District Jammu ;

Whereas, the by Collector, Land Acquisition (ACR), Jammu vide No. LA/ACR/NHAI/Jhajjar Kotli/2016-17/1050-51 dated 17-10-2016 has reported that the notification issued under section 4 (1) of the J&K State

Land Acquisition Act by him was served upon the interested persons for filing objections, if any, to the proposed acquisition, but no objection was received from the land owners/interested persons within the prescribed period as required under sections 5&5-A of the Land Acquisition Act ;

Whereas, the report furnished by Collector, Land Acquisition (ACR), Jammu, vide above referred letter duly endorsed by District Collector (DC), Jammu, vide No. DCJ/LA/NHAI/Jhajjar Kotli/2016-17/1050-51 dated 17-10-2016, has been examined and it has been found that the land owners did not file any objection to the proposed acquisition ; and

Whereas, the Government is satisfied that the land particulars whereof are given above is required for public purpose viz. construction of wayside amenities (Truck Parking) along of National Highway.

Now, therefore, in pursuance of section 6 of the J&K State Land Acquisition Act, Samvat 1990, it is declared that the land measuring 33 Kanals 04 Marlas situated at Village Jhajjar Kotli, Tehsil Dansal, District Jammu, particulars whereof are given above is required for public purposes viz. for construction of wayside amenities (Truck Parking) along National Highway. Further, the Collector, Land Acquisition (ACR), Jammu, is directed under section 7 of the said Act to take orders for acquisition of the said land after giving prescribed notice to the interested person(s) as required under the Land Acquisition Act/Rules.

However, the Collector concerned shall be personally responsible for identification and proper title verification of all types of land involved in the case for making apportionment of compensation amongst all the interested persons/rightful claimants, in accordance with the relevant laws/rules in force, while making the award.

(Sd.) MOHAMMAD ASHRAF MIR,
Commissioner/Secretary to Government,
Revenue Department.

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT—REVENUE DEPARTMENT.

Notification No. 19-Rev (LAJ) of 2016
Dated 27-01-2017.

Whereas, the land, specification whereof are given at “Annexure-A” to this notification is required for public purpose, viz. “Construction of Sathra-Pindi-Gali road by GREF” ; and

Whereas, on the basis of an indent placed by Officer Commanding, 79 RCC, GREF vide dated 07-06-1999, accordingly, a notification under section 4 (1) was issued by Collector, Land Acquisition (Defence), Rajouri/Poonch, HQ Rajouri for land measuring 33 Kanals 01 Marla situated in Village Gali, Tehsil Mandi, District Poonch ; and

Whereas, the Deputy Commissioner, Poonch vide letter No. Coll/Def/249 dated 14-06-2016 has reported that the notification issued under section 4 (1) of the J&K State Land Acquisition, Act by the Collector, Land Acquisition (Defence), Rajouri/Poonch, HQ Rajouri was served upon the interested persons for filing objections, if any, to the proposed acquisition but no objection was received from the land owners/interested persons in the prescribed time period as required under sections 5&5-A of the Land Acquisition Act ; and

Whereas, the report furnished by Deputy Commissioner, Poonch vide letter referred to above has been examined and it has been found that the land owners did not file any objection to the proposed acquisition ; and

Whereas, the Government is satisfied that the land particulars whereof are mentioned are given at “Annexure-A” to this notification is required for public purpose viz. “construction of Sathra–Pindi–Gali road by GREF”.

Now, therefore, in pursuance of section 6 of the J&K State Land Acquisition Act, Samvat 1990, it is declared that the land measuring 33 Kanals 01 Marla situated in Village Gali, Tehsil Mandi, District Poonch, particulars whereof are given at “Annexure–A” to this notification is required for public purpose viz. “construction of Sathra-Pindi-Gali road by GREF”. Further, the Collector, Land Acquisition (Defence), Rajouri/Poonch, HQ Rajouri is directed under section 7 of the said Act to take orders for acquisition of the said land after giving prescribed notice to the interested person(s) as required under the Land Acquisition Act/Rules.

However, the Collector concerned shall be personally responsible for identification and proper title verification of all types of land involved in the case for making apportionment of compensation amongst all the interested persons/rightful claimants, in accordance with the relevant laws/rules in force, while making the award.

(Sd.) MOHAMMAD ASHRAF MIR,
Commissioner/Secretary to Government,
Revenue Department.

Annexure ‘A’

District	Tehsil	Village	Khasra Nos.	Area
1	2	3	4	5
Poonch	Mandi	Gali	146/144/1 min 144/1 min	K. M. 02–01 10–15

1	2	3	4	5
				K. M.
			45 min	01-08
			47 min	03-01
			55 min	01-01
			53 min	02-14
			60 min	00-07
			61 min	00-02
			62 min	02-10
			74 min	00-01
			75 min	02-19
			76 min	03-06
			91 min	00-15
			94 min	02-01

			Total	33-01

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT—REVENUE DEPARTMENT.

Notification No. 20-Rev (LAJ) of 2017

Dated 27-01-2017.

Whereas, the land, specification whereof are given at “Annexure-A” to this notification is required for public purpose viz. “Construction of Sathra-Pindi-Gali road by GREF ; and

Whereas, on the basis an indent placed by Officer Commanding, 79 RCC, GREF vide dated 07-06-1999, accordingly, a notification under section 4 (1) was issued by Collector, Land Acquisition (Defence), Rajouri/Poonch, HQ Rajouri for land measuring 161 Kanals situated in Village Sathra, Tehsil Mandi, District Poonch vide No. Coll/Def/72-76 dated 30-04-2001; and

Whereas, the Deputy Commissioner, Poonch vide letter No. Coll/Def/247 dated 14-06-2016 has reported that the notification issued under section 4 (1) of the J&K State Land Acquisition Act by the Collector, Land Acquisition (Defence), Rajouri/Poonch, HQ Rajouri was served upon the interested persons for filing objections, if any, to the proposed acquisition but no objection was received from the land owners/interested persons in the prescribed time period as required under sections 5&5-A of the Land Acquisition Act ; and

Whereas, the report furnished by Deputy Commissioner, Poonch vide letter referred to above duly endorsed by Divisional Commissioner, Jammu vide No. 502/1793/Acq/Sathra/GREF/Poonch/16/922-24 dated 27-06-2016 has been examined and it has been found that the land owners did not file any objection to the proposed acquisition ; and

Whereas, the Government is satisfied that the land particulars whereof are mentioned are given at “Annexure-A” to this notification is required for public purpose viz. “Construction of Sathra–Pindi–Gali road by GREF”.

Now, therefore, in pursuance of section 6 of the J&K State Land Acquisition Act, Samvat 1990, it is declared that the land measuring 161 Kanals situated in Village Sathra, Tehsil Mandi, District Poonch, particulars whereof are given at “Annexure–A” to this notification is required for public purpose viz. “Construction of Sathra-Pindi-Gali road by GREF”. Further, the Collector, Land Acquisition (Defence),

Rajouri/Poonch, HQ Rajouri is directed under section 7 of the said Act to take orders for acquisition of the said land after giving prescribed notice to the interested person(s) as required under the Land Acquisition Act/Rules.

However, the Collector concerned shall be personally responsible for identification and proper title verification of all types of land involved in the case for making apportionment of compensation amongst all the interested persons/rightful claimants, in accordance with the relevant laws/rules in force, while making the award.

(Sd.) MOHAMMAD ASHRAF MIR,
Commissioner/Secretary to Government,
Revenue Department.

Annexure 'A'

District	Tehsil	Village	Khasra Nos.	Area
1	2	3	4	5
				K. M.
Poonch	Mandi	Sathra	736	02-06
			793	10-04
			156	01-01
			156	03-12
			148	02-17

1	2	3	4	5
				K. M.
			149 min	00-09
			144	01-16
			142	02-10
			140	03-03
			185	01-17
			136	00-05
			133	02-03
			130	00-03
			126	07-00
			120	01-10
			110	01-12
			109	01-10
			855	00-05
			856	01-05
			860	03-16
			850	06-10
			848	01-02
			847	01-00

1	2	3	4	5
				K. M.
			887/1	00-12
			829	01-19
			829/1	00-03
			825	03-17
			821	02-04
			818	00-05
			817	00-14
			846	02-11
			812	01-08
			811	02-06
			824	02-03
			805	02-14
			807	00-11
			808	00-09
			830	01-00
			831	01-13
			839	02-03
			840	01-19

1	2	3	4	5
				K. M.
			842	01-03
			849	02-09
			880	01-15
			881	02-10
			887	00-18
			885	00-11
			886	00-07
			892	04-01
			904	02-05
			899	00-10
			902	09-15
			906	03-00
			956	00-11
			911	02-11
			913	09-11
			949	03-02
			948	00-10
			947	02-08

1	2	3	4	5
				K. M.
			921 min	05-06
			921 min	02-01
			923	00-12
			924	00-18
			918	00-10
			925	03-00
			926	00-10
			106	00-09
			104	00-10
			105	00-05
			107	00-14
			103	04-01
			82	00-15
			83	00-04
			79	00-14
			81	01-16
			78	00-16
			76	02-03
			74	00-04
			892 min	01-09

1	2	3	4	5
				K. M.
			857	02-15
			858	00-03
			155	02-12
			157	00-11
			G. Total	161-00

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT—INDUSTRIES AND COMMERCE
DEPARTMENT.

Subject:— Appointment of Vice-Chairpersons on the Board of Directors of the Corporations under the Administrative Control of Industries and Commerce Department.

Reference:—General Administration Department's O. M. No. GAD-(Adm) 63/2017-V dated 10-03-2017.

Government Order No.61-IND of 2017
Dated 15-03-2017.

Sanction is accorded to the appointment of the following as Vice-Chairpersons on the Board of Directors of the Corporations under

the Administrative Control of the Industries and Commerce Department as indicated against each :-

S. No.	Name	Corporation
1	2	3
1.	Mr. Gulzar Ahmad Dar R/o Gulzarabad, D. H. Pora, Kulgam	J&K Industries Limited
2.	Syed Attaullah Simnani R/o Drubaman, Pulwama	J&K Minerals Limited
3.	Mr. Nazir Itoo R/o Badipore, Chadoora, Budgam	J&K Cements Limited
4.	Mr. Nizam-ud-Din Bhat R/o Muslimabad, Kalusa, Bandipore	J&K Handloom Dev. Corp. Ltd. and J&K Handicrafts (S&E) Corp.
5.	Dr. Ali Mohammad Mir R/o Kulbugh, Budgam	J&K Small Scale Industries Development Corporation (SIDCO)
6.	Mr. Subash Jandial R/o 198-Extn-Leela Rai, Janipur, Jammu	J&K State Industrial Development Corporation (SIDCO)

The above Vice-Chairpersons shall be entitled to the following perks and privileges :

Salary	Consolidated amount of Rs. 80,000/- (Rupees Eighty Thousands) per month.
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Transport	To be provided by the J&K State Motor Garages.
Residential Accommodation	To be provided by the Estates Department.
Feeding Department	The line department shall be the feeding department for the purpose of funds, staff and other facilities.
Office	The office of the Vice-Chairperson shall be located outside the Secretariat.

Further, the Hon'ble Minister of State for Industries and Commerce who was earlier appointed as Vice-Chairman of the above Corporations is now designated as Special Invitee on Board of Directors of the above mentioned Corporations.

By order of the Government of Jammu and Kashmir.

(Sd.) P. S. RATHORE, KAS,
Additional Secretary to Government,
Industries and Commerce Department.



**THE
JAMMU AND KASHMIR GOVERNMENT GAZETTE**

Vol. 130] Srinagar, Thu., the 8th June, 2017/18th Jyai., 1939. [No. 10

Separate paging is given to this part in order that it may be filed as a separate compilation.

PART II—A

Orders by Heads of Departments.

CHARGE REPORTS

Subject :—Handing over and taking over of charge of the Office of Chief Conservator of Forests, Jammu.

Pursuant to Government Order No. 94-FST of 2017 dated 21-04-2017, we the undersigned do hereby hand over and take over the charge of Office of the Chief Conservator of Forests, Jammu today in the afternoon of 22nd April, 2017.

We have also handed over and taken over the Cheque Books as detailed below :—

- (i) New Plot Treasury, Jammu Cheque Book A/c No. (CD-0537010200000028).

Cheques used
122101 to 122105

Cheques unused
122106 to 122150

- (ii) J&K Bank, Shalamar Road, Jammu (A/c No. 9339)-Resin Account.
Cheques used 192001 to 192006 Cheques unused 192007 to 192100
- (iii) J&K Bank, Kacchi Chawni, Jammu (A/c No. G-20)- Account closed on 12-02-2016.
Cheques used 025101 to 025115 Cheques unused 025116 to 025200
- (iv) J&K Bank, Kacchi Chawni, Jammu (CAMPA A/c No. 0402010200000023).
Cheques used 138501 to 138527 Cheques unused 138528 to 138550
- (v) J&K Bank, Shalamar Road, Jammu, Cheque Book No. (A/c No. 8159) SFDA A/c 1470201 to 1470211-Used and 1470212 to 1470250- Unused.
- (vi) J&K Bank, Shalamar Road, Jammu Cheque Book No. (A/c No. 8143) 1764501 to 1764523-Used and 1764524 to 1764600- Unused.

(Sd.) ROSHAN JAGGI, IFS,
Chief Conservator of Forests.

Relieved Officer.

(Sd.) S. F. A. GILLANI, IFS,
Chief Conservator of Forests.

Relieving Officer.



**THE
JAMMU & KASHMIR GOVERNMENT GAZETTE**

Vol. 130] Srinagar, Thu., the 8th June, 2017/18th Jyai., 1939. [No. 10

Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART II—B

Notifications, Notices and Orders by Heads of Departments.

GOVERNMENT OF JAMMU AND KASHMIR,
SKIMS MEDICAL COLLEGE, BEMINA, SRINAGAR.

Subject :—Recovery of Rs. 4,07,000/- plus interest from Shri Aijaz
Bashir S/o Bashir Ahmad Shah R/o Pandach, Srinagar,
Defaulting Car Parking Contractor as arrears of land
revenue.

Notice

Whereas, one Mr. Ajaz Bashir S/o Bashir Ahmad Shah R/o
Pandach, Srinagar was allotted Car Parking contract at bid rate
Rs. 6,06,000/- in this institution vide No. MCH/Est/10/2012/798-806
dated 18-12-2012 for a period of one year with effect from
18-08-2012 (i. e. when letter of intent was issued) ;

Whereas, the said contractor deposited Rs. 3,00,000/- (Three lacs only) out of it vide cheque No. 690938 dated 22-12-2013 ;

Whereas, the said contract expired on 16-08-2013 and was extended in favour of the said contractor by a further period of (02) months on the same terms and conditions as laid down in his initial contract or till the process of retendering is completed whichever is earlier vide No. SKIMS MC/Est/2013/126-31 dated 03-09-2013 ;

Whereas, the said contractor informed through chain of communications vide No. SKIMS MCH/2013/114-118 dated 05-08-2013, No. SKIMS MCH/119-22 dated 24-08-2013, No. SKIMS MCH/126-30 dated 16-09-2013, No. SKIMS MCH/6245-49 dated 01-11-2013, No. SKIMS/MCH/147-54 dated 28-11-2013, No. SKIMS/MCH/441-44 dated 11-12-2013, No. SKIMS/MCH/1884-88 dated 05-08-2014, No. SKIMS/MCH/3/2015/2651-53 dated 17-08-2015, No. SKIMS/MCH/2015/5261-64 dated 19-11-2015, No. SKIMS/MCH/2015/6204-07 dated 28-12-2015 and No. SKIMS/MCH/2016/1672-75 dated 20-06-2016 to clear the pending bid amount of car parking ;

Whereas, on failure of Shri Aijaz Bashir S/o Bashir Ahmad Shah R/o Pandach, Srinagar, Ex-Car Parking Contractor, to deposit the balance amount of Rs. 4,07,000/- plus interest on account of contract bid in the chest of SKIMS Medical College-Hospital, Special Tehsildar, Revenue Department was requested vide this office communication No. SKIMS/MCH/10/111/2013/137-41 dated 19-10-2013 to take necessary measures for recovery of the balance bid amount from the said contractor Shri Aijaz Bashir ;

Whereas, the said contractor challenged the said communication in the Hon'ble High Court, Jammu and Kashmir, Srinagar vide OWP No. 1678/2013 which was disposed off by the Hon'ble High Court vide its order dated 29th May, 2015. The Hon'ble High Court while disposing off the said petition made it clear that—

“this however would not preclude Respondent No. 1 to 4 from proceeding in the matter in accordance with law and seek recovery of accounts outstanding against the petitioner in due course of time.”

Further, the Hon'ble High Court in its observation has observed as under :—

“In the instant case, there is no doubt that the amount is payable to the SKIMS, Medical College-Hospital, which is Government Institution. However, the amount stated to be due from the petitioner and payable to the SKIMS, Medical College has not been declared by the Government to be recoverable as arrears of land revenue that too, in the Government Gazette. In fact, the communication dated 19-10-2013 nowhere declares that the sums as stated to be outstanding against the petitioner are recoverable as arrears of land revenue. That being so, Respondent No. 3 has proceeded in the matter in a slipshod manner, without taking recourse to the procedure established by the law. Consequently, the communication in question has been issued without jurisdiction and in an arbitrary manner. The notice issue by the Respondent No. 5 pursuant thereto suffers from the same vice.”

Whereas the matter was taken up with Deputy Commissioner, Srinagar vide letter No. SKIMS/MCH/219/2016/3596-98 dated 31-10-2016 with the request to—

- (a) That the amount of outstanding i. e. Rs. 4,07,000/- plus interest against Shri Aijaz Bashir S/o Bashir Ahmad Shah R/o Pandach, Srinagar, Defaulting Car Parking Contractor, needs to be declared as “State Recovery” to be recovered as “Arrears of Land Revenue” for which purpose a proper notification in the Government Gazette would require to be issued by the Special Tehsildar, Recovery, Revenue Department in the first instance ;
- (b) That after issuance of the said notification the Government Gazette, Special Tehsildar, Recovery may initiate further process for effecting recovery from Mr. Aijaz Bashir as “Arrears of Land Revenue”.

Whereas, the said communication was responded by the Additional Deputy Commissioner, Srinagar vide No. DCS/LRA/109 dated 09-12-2016 in which it has been stated as under :—

“Before the case in light of Hon’ble Court order and statutory position the two conditions laid down in Land Revenue Act, Sec:91 be got fulfilled and a declaration by the Govt. by notification in Govt. Gazette with regard to recovery of the amount as arrears of land revenue be got issued and subsequently case remanded to the Administrative Department/Tehsildar, Recovery for further course of action”.

It is, therefore, notified that amount of Rs. 4,07,000/- plus interest is recoverable as “Arrears of Land Revenue” from Shri Aijaz Bashir S/o Bashir Ahmad Shah R/o Pandach, Srinagar Defaulting Car Parking Contractor.

(Sd.)

Principal,
SKIM, Medical College,
Bemina, Srinagar.

GOVERNMENT OF JAMMU AND KASHMIR,
OFFICE OF THE DEPUTY COMMISSIONER, GANDERBAL,
MINI SECRETARIAT—GANDERBAL.

Subject :—Land compensation case of Mst. Aisha W/o Ab. Salam Shah R/o Yangoora for construction of RSFP/SR etc. for WSS, Barsoo, Shalapora in Estate Kurhama, Tehsil Wakura, District Ganderbal.

Notification

In exercise of the powers vested in me under section 4 (1) of J&K Land Acquisition Act, Samvat 1990, I, Parveez Ahmad Raina, Collector, Land Acquisition (Assistant Commissioner, Revenue), Ganderbal do hereby notify the land particulars of which are given below for public purpose namely construction of RSFP/SR etc. for WSS,

Barsoo, Shalapora in Estate Kurhama, Tehsil Wakura District Ganderbal.

District	Tehsil	Village	Survey No.	Area involved
Ganderbal	Wakura	Kurhama	739	K. M. 00-04

Having notified the land above, objections, if any, in terms of sections 5 & 5(A) of the J&K Land Acquisition Act, Samvat 1990 shall be filed by the land owners/other interested persons before the undersigned within ten days from the publication of this notification in the print media. No objections shall be entertained after the stipulated time.

(Sd.)

Collector, Land Acquisition,
Assistant Commissioner (Rev.),
Ganderbal.

GOVERNMENT OF JAMMU AND KASHMIR,
OFFICE OF THE DEPUTY COMMISSIONER, GANDERBAL,
MINI SECRETARIAT—GANDERBAL.

Subject :—Acquisition of land for construction of foundation for Towers
in Estate Fraw Haknaar, Tehsil Gund, District Ganderbal.

Notification

In exercise of the powers vested in me under section 4 (1) of J&K Land Acquisition Act, Samvat 1990, I, Parveez Ahmad Raina, Collector, Land Acquisition (Assistant Commissioner, Revenue), Ganderbal do hereby notify the land particulars of which are given below for public purpose namely construction of Foundation for Towers in Estate Fraw Haknaar, Tehsil Gund, District Ganderbal.

District	Tehsil	Village	Tower No.	Survey Nos.	Area involved
Ganderbal	Gund	Fraw Haknaar	121	938/160	K. M. S. 00-06-04
			126	472	00-08-03
			127	502	00-06-04
			Total		01-01-02

Having notified the land above, objections, if any, in terms of sections 5 & 5(A) of the J&K Land Acquisition Act, Samvat 1990 shall be filed by the land owners/other interested persons before the undersigned within fifteen days from the publication of this notification in the print media. No objections shall be entertained after the stipulated time.

(Sd.)

Collector, Land Acquisition,
Assistant Commissioner (Revenue),
Ganderbal.



**THE
JAMMU AND KASHMIR GOVERNMENT GAZETTE**

Vol. 130] Srinagar, Thu., the 8th June, 2017/18th Jyai., 1939. [No. 10

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ADVERTISEMENTS—C

ZONAL HEADQUARTERS, POLICE TELECOMMUNICATION,
KASHMIR.

NIT No. 01 of 2017

Dated 25-05-2017.

For and on behalf of Governor of J&K State wax sealed tenders affixed with Rs. 5/- revenue stamp are invited from Govt./Semi-Govt. Department/approved suppliers/original manufacturers/authorized dealers for supply of Electrical/Electronic items, Telephone/EPABX Items, Radio Equipment Spares, Hardware Items, Computer Items, PA System Items, Furniture/Furnishing Items, Stationary Items, Printer cartridges and Genset spares as per the specifications, size, make, quality etc. given in the detailed tender documents.

The tender should be accompanied with the earnest money of Rs. 10,000/- in the shape of CDR from any branch of J&K Bank pledged to Senior Supdt. of Police, Telecommunication, Kashmir Zone, Srinagar and no tender will be accepted without requisite CDR .

The tender documents can be had from the office of undersigned during office hours/working days from 01-06-2017 to 13-06-2017 up to 2 P. M. on cash payment of Rs. 200/- (Non-refundable) against proper receipt.

The tenders so received within the aforesaid period shall be opened on 14-06-2017 or on the next working day if it happens to be holiday or unforeseen situation at 2 P. M. in the office of SSP, Telecommunication, Kashmir Zone, Srinagar in presence of tenderers or their authorized representatives who may intend to participate in the opening of tenders.

The rates quoted should be written in figures as well as in words without any overwriting/mutilation, inclusive of VAT and all other charges admissible under rules and will remain operative up to 31-03-2018.

The firm/tenderers should be registered with Commercial Tax Department of J&K State and should enclose the copy of requisite certificate giving TIN No. and sales tax clearance certificate from the competent authority.

The successful tenderers shall have to provide 16 digit Bank Account No. in shape of rubber stamp.

The undersigned reserves the right to accept or reject any tender or the part of the tender without assigning any reason thereof.

No conditional tender will be accepted. The tender received after the prescribed date and time will be rejected.

(Sd.)

Sr. Supdt. of Police,
Telecommunication,
Kashmir Zone, Srinagar.



رجسٹرڈ نمبر جے کے۔ 33

جموں و کشمیر گورنمنٹ گزٹ

جلد نمبر 130 - سرینگر - مورخہ 8 جون 2017ء بمطابق 18 جیسٹھا 1939ء ویروار - نمبر 10

اشتہارات

از عدالت پرنسپل سیشن جج سانہ

سرکار بنام رویش سنگھ

پرچہ علت نمبر 12 سال 2014ء، تھانہ پولیس گگوال

بجرائم زیردفعات : 376/341/323RPC

وارنٹ گشتی زیردفعہ 512ض ف

حکم بنام : اہلکاران پولیس ریاست جموں و کشمیر

معاملہ مندرجہ عنوان اُلصدر میں ملزم کو بارہا بذریعہ وارنٹ گرفتاری بلا ضمانتی طلب کیا گیا ہے۔ الا ملزم کی دستیابی نہ ہوئی ہے اور وارنٹ ہذا پر تعمیل آئی ہے کہ ملزم رویش سنگھ عرف سندرو ولد رتن سنگھ ساکنہ سنگوالی تحصیل و ضلع سانبہ۔ گھر سے فرار ہے اور روپوش ہو گیا ہے جس سے ملزم کی دستیابی بطریق آسانی مشکل ہے۔

لہذا ملزم کے خلاف کارروائی زبردفعہ 512 ض ف بعمل لائی جا کر اہلکاران پولیس ریاست جموں و کشمیر کو حکم و اختیار دیا جاتا ہے کہ ملزم متذکرہ بالا جہاں کہیں بھی اندر حدود ریاست دستیاب ہو تو اُسے فوراً گرفتار کر کے عدالت ہذا میں پیش کریں۔
دستخط : پرنسپل سیشن جج سانبہ۔

از عدالت ایڈیشنل سپیشل موبائل مجسٹریٹ اونٹی پورہ

سرکار بنام اشفاق مجید بٹ وغیرہ

علت نمبر 133 سال 2016ء ، تھانہ پولیس اونٹی پورہ

بجرائم زبردفعات : u/s1-148,149

وارنٹ گشتی عام دفعہ 512 ض ف

بخلاف ملزم : ہلال احمد بٹ ولد عبدالعزیز بٹ چرسو

حکم بنام : اہلکاران پولیس ریاست جموں و کشمیر

مقدمہ مندرجہ عنوان اُلصدر میں آپ کو بزرگیہ وارنٹ گشتی عام حکم دیا جاتا ہے کہ ملزم صدر جہاں کہیں اور جب کبھی ریاست جموں و کشمیر میں دستیاب ہو اُن کو گرفتار کر کے عدالت ہذا میں بحراست ضابطہ پیش کریں۔ وارنٹ ہذا تا دستیابی ملزم زیر کار رہے گا۔ وارنٹ ہذا تا دستیابی ملزم زیر کار رہے گا۔ وارنٹ ہذا دستخط راقم و مہر عدالت جاری کی جاتی ہے۔

تحریر 17-02-2017

دستخط: ایڈیشنل موبائل مجسٹریٹ اونتی پورہ -

از عدالت منصف جوڈیشل مجسٹریٹ درجہ اول مجالہ

سرکار بنام محمد شفیع

مثل نمبر 160 / چالان، تاریخ دائرہ 06-12-2014

مقدمہ علت نمبر 06 سال 2014ء، تھانہ پولیس

بجرائم زیر دفعات RPC 457/380

وارنٹ گشتی عام زیر دفعہ 512 ض ف

حکم بنام : جملہ اہلکاران پولیس ریاست جموں و کشمیر

معاملہ مندرجہ عنوان اُلصدر میں ملزم محمد شفیع ولد حلیم قوم بکروال ساکنہ ٹاوری تحصیل ہیرانگر ضلع کٹھوعہ کے خلاف SPO صاحب نے چالان پیش کر کے استدعا کی ہے کہ ملزم بعد ارتکاب جرم روپوش ہو چکا ہے اور مذکورہ کی سردست دستیابی کی کوئی اُمید نہ ہے۔ اس نسبت بیان تعمیل کنندہ و I/O قلمبند کیا گیا جس سے عدالت ہذا کو اطمینان ہوا ہے کہ ملزم بعد ارتکاب جرم روپوش ہو گیا ہے اور مذکورہ کی حسب معمول دستیابی عمل میں لائی جانی ناممکن ہے۔

لہذا جملہ اہلکاران پولیس ریاست جموں و کشمیر کو وارنٹ ہذا کی رو سے حکم و اختیار دیا جاتا ہے کہ ملزم متذکرہ جہاں کہیں بھی اندر حدود ریاست جموں و کشمیر میں دستیاب ہو تو مذکورہ کو گرفتار کر کے عدالت مجاز میں پیش کریں۔ وارنٹ ہذا تا دستیابی ملزم زیر کار رہے گا۔

وارنٹ ہذا آج مورخہ 2-12-2016 میرے دستخط و مہر عدالت سے

جاری ہوا تحریر اُلصدر 24-11-2016

دستخط : منصف جوڈیشل مجسٹریٹ درجہ اول مجالہ -





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JAMMU & KASHMIR GOVERNMENT GAZETTE

Vol. 130] Srinagar, Mon., the 3rd April, 2017/13th Chai., 1939. [No. 52-1

Separate paging is given to this part in order that it may be filed as a separate compilation.

PART I-B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—DEPARTMENT OF LAW, JUSTICE AND
PARLIAMENTARY AFFAIRS
(Power Section)

Notification

Jammu, the 3rd April, 2017.

SRO-162.—In exercise of the powers conferred by sub-section (1) of section 12 of the Code of Criminal Procedure, Samvat 1989, the Government hereby appoint the officers mentioned in the Annexure to this notification to be the Executive Magistrates of the First Class, who shall exercise all the powers of an Executive Magistrate of First Class within such jurisdiction as may be assigned to them by the District Magistrate, Ganderbal till the election of 2-Srinagar Parliamentary Election is over.

By order of the Government of Jammu and Kashmir.

(Sd.) ABDUL MAJID BHAT,

Secretary to Government,
Department of Law, Justice and Parliamentary Affairs.

Annexure

S.No.	Name of Officer	Designation of Officer	Contact No.
1	2	3	4
01.	Mr. Mushtaq Ahmad Bujard	Tehsildar, Kangan	9419484494
02.	Mr. Firdous Ahmad Qadri	Tehsildar, Gund	9419403109
03.	Mr. Gh. Mohammad Khatana	Tehsildar, Tulumulla	8803403461
04.	Dr. Haroon-ul-Rashid	Tehsildar, Lar	9419077377
05.	Mr. Imtiyaz Ahmad	Tehsildar, Wakura	8713920698
06.	Mr. Shabir Ahmad Wani	Block Development Officer, Ganderbal	9622792519
07.	Mr. Naseer Ahmad Baba	Block Development Officer, Gund	9906636336
08.	Mr. Nissar Ahmad	AEE, Electric, Kangan	8803513991
09.	Mr. Mohammad Yousaf Rather	AE, BDO Office, Gund	9419390037
10.	Mr. Farooq Ahmad Bhat	Agriculture Extension Officer, Kullam	9797852869
11.	Mr. Shabir Ahmad Wani	Block Development Officer, Kangan	9419006954
12.	Mr. Gulzar Hussain	Agriculture Extension Officer, Duderhama	9797796055
13.	Mr. Mohammad Sadiq Sheikh	AE, REW Sub-Division, Kangan	9858806574
14.	Mr. Ashiq Hussain	AEE, REW Sub-Div., Ganderbal	8713808138
15.	Syed Muzaffar Hussain	AE, PMGSY, Ganderbal	9622869840
16.	Mr. Abdul Hamid Baba	AEE, PMGSY Sub-Division, Ganderbal	9469100804
17.	Abdul Hamid Sofi	Food Inspector, Lar	9469383915

1	2	3	4
18.	Mr. Mohammad Maqbool Bhat	Statistical Officer, District Statistical and Eval. Office, Ganderbal	9797963722
19.	Mr. Abdul Majid Wani	AD, Statistical and Eval., Ganderbal	9797262414
20.	Mr. Mohsin Ali	Superintendent, ITI, Ganderbal	9906510187
21.	Mr. Fareedoon Khatana	Naib-Tehsildar, Kangan	9419666884
22.	Mr. Mohammad Maqbool	Naib-Tehsildar, Ganderbal	9622656015
23.	Mr. Gh. Mohammad Dar	Sr. Lectt., DIET, Ganderbal	8803454309
24.	Mr. Khurshid Ahmad Pandith	AEE, PWD, Ganderbal	9906670833
25.	Mr. Mohamad Yousaf	Naib-Tehsildar, Gund	9906598939
26.	Mr. Parvaiz Ahmad Lone	Asstt. Engineer, CD Block, Safapora	9419564546
27.	Mr. Noor Mohammad Magray	Asstt. Engineer, CD Block, Sherpathri	9622493000
28.	Mr. Afrooz Ahmad Rather	AEE, PHE, Kangan	9419403799
29.	Mr. Mohammad Ramzan Bhat	Naib-Tehsildar, Wakura	9469548949
30.	Mr. Abdul Rahim Malla	AE, Sub-Transmission Division, Ganderbal	
31.	Mr. Mohammad Ramzan Bhat	Naib-Tehsildar, Manigam	9419445537
32.	Mr. Sajad Ahmad Shantoo	Asstt. Engineer, PMGSY, Ganderbal	9906570323
33.	Mr. Abdul Rashid Sheikh	Block Development Officer, Lar	9596311027
34.	Mr. Mohammad Ashraf Malik	Election Naib-Tehsildar, Ganderbal	9419068196

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1	2	3	4
35.	Mr. Bilal Ahmad Lone	Block Development Officer, Wakura	9419006081
36.	Mr. Mohammad Yousuf	Block Development Officer, Sherpathri	9419177114



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Separate paging is given to this part in order that it may be filed as a separate compilation.

PART I-B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—DEPARTMENT OF RURAL
DEVELOPMENT AND PANCHAYATI RAJ

Notification

Jammu, the 11th April, 2017.

SRO-171.—In exercise of the powers conferred by clause (a) of sub-section (1) of section 2 of the Jammu and Kashmir Panchayati Raj Act, 1989, the Government hereby alter the jurisdiction of various CD-Blocks by excluding and including Panchayat Halqas as indicated in Annexure “A” to this notification.

By order of the Government of Jammu and Kashmir.

(Sd.) KIFAYAT HUSSAIN RIZVI, IAS,
Secretary to the Government.

Annexure- "A" of SRO No. 171 dated 11-04-2017.

District-wise details of Panchayat Halqa to be changed from one Block to another Block

District Rajouri :

S. No.	Name Of Panchayati Halqa	To be excluded from which CD-Block	To be included in which CD-Block
--------	--------------------------	------------------------------------	----------------------------------

1	2	3	4
01.	Namblan	Manjakote	Doongi
02.	Kakora Upper	Manjakote	Panjgrain
03.	Kakora Middle	Manjakote	Panjgrain
04.	Kakora Lower	Manjakote	Panjgrain
05.	Panhar	Siot	Kalakote

District Samba :

06.	Dabuj Shazada	Ramgarh	Vijaypur
07.	Gurwal	Ramgarh	Vijaypur
08.	Gudwal-A	Ramgarh	Vijaypur
09.	Gudwal-B	Ramgarh	Vijaypur
10.	Bari	Vijaypur	Bari Brahmana
11.	Badhori	Vijaypur	Bari Brahmana

District Ramban :

12.	Trigam Upper	Ramsoo	Khari
13.	Trigam Lower-A	Ramsoo	Khari
14.	Trigam Lower-B	Ramsoo	Khari

1	2	3	4
15.	Shagan	Ramsoo	Khari
16.	Nathyal	Ramban	Ukhral
District Doda :			
17.	Batholi	Thathri	Kahara
District Poonch :			
18.	Chaktroo	Nangali Sahib Sain Baba	Sathra
District Bandipora :			
19.	Baharabad-A	Naidkhai	Hajin
20.	Baharabad-B	Naidkhai	Hajin
District Name Kulgam :			
21.	Nagress	Devsar	Kund
22.	Rahpora	Devsar	Qaimoh
23.	Laisoo	Pahloo	D. H. Pura
24.	Asthal	Pahloo	Kulgam
25.	Adijan	D. H. Pora	Pombay
District Name Shopian :			
26.	Sofipora	Chitrigam	Zainapora
27.	Reben	Chitrigam	Zainapora
District Name Anantnag :			
28.	Cheerpora	Shangus	Chittergul

1	2	3	4
District Name Budgam :			
29.	Pethkoot	Sukhnag	Beerwah
30.	Parthen	Sukhnag	Beerwah
31.	Paharthan	Sukhnag	Waterhail
District Name Kargil :			
32.	Kaksar	Bhimbat Drass	Kargil
33.	Thasgam	Barsoo	Sankoo
District Name Baramulla :			
34.	Hayatpora	Tangmarg	Kunzar
35.	Chandersheer	Wagoora	Khaipora
36.	Seloo	Tujar Sharief	Sopore
37.	Bohri Pora	Tujar Sharief	Sopore
38.	Shang	Tujar Sharief	Sopore
39.	Reshiabad	Tujar Sharief	Zainageer
40.	Salamabad	Uri	Paranpilan
41.	Jabala	Uri	Paranpilan
42.	Gohalan	Uri	Paranpilan
43.	Dardkoot	Uri	Paranpilan
44.	Nowranda	Uri	Paranpilan
45.	Uroosa	Uri	Paranpilan
46.	Gawalta	Uri	Paranpilan
47.	Shutloo	Nadihal	Rohama



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Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART III

Laws, Regulations and Rules passed thereunder.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—DEPARTMENT OF RURAL
DEVELOPMENT AND PANCHAYATI RAJ

Notification

Jammu, the 17th April, 2017.

SRO-176.—In exercise of the powers conferred by section 80 of the Jammu and Kashmir Panchayati Raj Act, 1989 (Act No. IX of 1989), the Government hereby make the following amendment in the Jammu and Kashmir Panchayati Raj Rules, 1996, namely :—

1. **Amendment of rule 4.**—In rule 4, the following amendments shall be made, namely :—

- (i) sub-rule (3) shall be omitted ;
- (ii) in sub-rule (4), the words “the electoral rolls for Panchayat Halqa for election of Sarpanch shall consist

of the electoral rolls of all the constituencies of Panchayat Halqa” shall be omitted ; and

- (iii) in sub-rule (5), the word “Sarpanches and” shall be omitted.
2. **Amendment in rules 5, 7 and 8.**—In rules 5, 7 and 8, the words “Sarpanches and”, wherever occurring, shall be omitted.
 3. **Amendment in rule 9 A.**—In rule 9 A, for the words and figures “Rs. 100” and “Rs. 50” the words and figures “Rs. 1000” and “Rs 500” shall respectively be substituted.
 4. **Amendment in rule 41.**—In rule 41, the words “Sarpanch and” shall be omitted.
 5. **Deletion of rule 42.**—Rule 42 shall be deleted.
 6. **Amendment in rule 43.**—In rule 43, the words “Sarpanch or” shall be omitted.
 7. **Amendment in rule 44.**—In rule 44, the following amendments shall be made, namely :—
 - (i) in heading, for the word “Naib-Sarpanch”, the words “Sarpanch and Naib-Sarpanch” shall be substituted ; and
 - (ii) in sub-rule (1), for the words “Sarpanch” the words “Secretary, Panchayat” shall be substituted.
 8. **Amendment in rule 45.**—In rule 45, the following amendments shall be made, namely :—
 - (i) in heading, for the word “Naib-Sarpanch”, the words “Sarpanch and Naib-Sarpanch” shall be substituted ;
 - (ii) in sub-rule (2), for the words “Sarpanch” and “Naib-Sarpanch” the words “Secretary, Panchayat” and “Sarpanch” and “Naib-Sarpanch” shall respectively be substituted ;

(iii) in sub-rule (3), for the words “Naib-Sarpanch” the words “Sarpanch and Naib-Sarpanch” shall be substituted ; and

(iv) sub-rule (4) shall be substituted by the following rule, namely :—

“(4) The Secretary, Panchayat shall thereafter cause to be handed over to each Panch two blank papers with request to write the names of Panch in favour of whom he desires to vote as Sarpanch and Naib-Sarpanch on each such blank paper and the Panch shall then write the names on each blank paper secretly without giving any chance to others to see it and shall fold the papers and hand it over to the Secretary, Panchayat. The Panch shall not write his name on the voting papers”.

9. **Insertion of rule 45 A.**—After rule 45, the following rule shall be inserted, namely :—

“45A **Appeal.**—(1) An appeal against the election of a candidate as Sarpanch or Naib-Sarpanch shall lie to the concerned District Panchayat Officer within a period of 30 days from the date of declaration of result.

(2) On receipt of the appeal under sub-rule (1), the District Panchayat Officer shall fix the time, place and date of hearing of the appeal, such date not being more than 07 days after the date of receipt of appeal.

(3) At the fixed date and place the District Panchayat Officer shall hear the appeal and pass such orders as he may deem fit.

(4) The orders passed under sub-rule (3) shall be final”.

10. **Amendment in rule 47.**—In rule 47, the following amendments shall be made, namely :—

(i) sub-rule (1) shall be substituted by the following, namely :—

“(1) The Secretary, Panchayat shall cause the votes to be counted there and shall declare the Panch having

secured the largest number of votes to be duly elected as Sarpanch or Naib-Sarpanch, as the case may be ; and

(ii) in sub-rule (3), for the word “Naib-Sarpanch” the words “Sarpanch and Naib-Sarpanch” shall be substituted.

11. **Amendment in rule 103.**—In clause (d) of rule 103, for the words and figures “Rs. 100” and “Rs. 50”, the words and figures “Rs. 1000” and “Rs. 500” shall respectively be substituted.

12. **Amendment in rule 106.**—In rule 106, for the word “Naib-Sarpanch” the words “Sarpanch and Naib-Sarpanch” shall be substituted.

13. **Amendment in Form No. 1.**—In Form No.1 appended to the rules, the word and sign “Sarpanch/” shall be omitted.

14. **Amendment in Form No. 4.**—In Form No. 4 appended to the rules, the word and sign “Sarpanch/” shall be omitted.

15. **Amendment of Form No. 16.**—In Form No. 16 in part iv, the word and sign “Sarpanch/” shall be omitted.

By order of the Government of Jammu and Kashmir.

(Sd.) KIFAYAT HUSSAIN RIZVI, IAS,

Secretary to the Government.

EXTRAORDINARY

REGD. NO. JK—33



**THE
JAMMU & KASHMIR GOVERNMENT GAZETTE**

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Separate paging is given to this part in order that it may be filed as a separate compilation.

PART II—B

Notifications, Notices and Orders by Heads of Departments.

GOVERNMENT OF JAMMU AND KASHMIR,
INDUSTRIAL TRIBUNAL-CUM-LABOUR COURT,
J&K, SRINAGAR.

Present : Kossar Ahmad Qureshi, Presiding Officer.

File No. 890/ITLC/2013.

Date of Institution : 17-09-2013.

Date of Decision : 27-06-2016.

In the case of :

1. Habibullah Ahanger S/o Ab. Rehman Ahanger.
2. Wali Mohammad Lone S/o Ali Mohd Lone (on the death of applicant No. 2. Later represented by his widow and son's, namely 1. Mst. Zaiba,

2. Mohd. Afzal Lone, 3. Fayaz Ahmad, 4. Mohd Younis Lone, 5. Mohd. Shafi Lone and 6. Irshad Ahmad Lone.

(Applicants/Petitioners)

Versus

Management of J&K Minerals Ltd., Zum Zum Complex, Ram Bagh, Srinagar.

(Non-Applicants/Respondent)

In the matter of :-Joint Reference under section 10(c) of the Industrial Dispute Act, 1947 in above titled case.

Appearing Counsel :

For the Petitioners : Mushtaq Mohammad Bhat, Advocate.

For the Respondent : Nemo for Respondents.

AWARD

The Government of J&K referred the industrial dispute arising out of the termination of the service of the applicants by way of superannuation to this Court/Tribunal under section 10(c), sub-section (1) of Industrial Dispute Act, 1947 vide Notification bearing SRO No. 378 dated 27-08-2013, the matter specified below for adjudication :—

- (a) Whether the termination of the service of Shri Habibullah Ahanger and Shri Wali Mohd. Lone by the J&K M/s Minerals Ltd. is legally justified ; and
- (b) If not, to what reliefs the applicants entitled to ?

The controversy in the above titled two cases revolves over the premature retirement of the applicants from service without any show cause notice or hearing. The brief resume of the facts of the case as projected is that the Habibullah Ahanger S/o Ab. Rehman Ahanger R/o Khunmoh, Pampore, District Pulwama, Kashmir hereinafter referred to as ‘applicant No. 1’ for short, was engaged as helper in 1969 in the J&K Minerals Ltd.

hereinafter referred to as respondent for short. His true and actual date of birth is 25-10-1946 corresponding to 13 Kartik, 2008 and the same had been duly recorded in his Service Book. The applicants services were regularized against the post of helpers along with other helpers by a general order dated 02-05-1995. He was granted all the benefits under law as applicable to him. The applicant No. 1 is an illiterate/unread person. The applicant No.1 submitted his date of birth to the respondents and also produce the extracts/copy of the birth record as maintained by the concerned Chowkidar. His date of birth has been certified by the Village Headman to be in accordance with Register of Death and Births for Village Khunmoh. Photocopy of the said certificates issued in 1980, around fifteen years before applicant No.1's regularization, has been placed on record. The respondents recorded the said date of birth as 25-10-1946 in the service records of the applicant No. 1 including the service book of the applicant.

The applicant No.1 and other colleague labourers, being unread and illiterate, would bank on the respondent officials/staff to fill the forms, documents connected or otherwise related to service similarly at the time of Declaration and filling of nomination forms under the Employees Provident Fund Scheme, 1961 for the purpose of disbursement of his CP Fund, in case of his premature death the applicants date of birth had been wrongly recorded in the said nomination form by the respondents officials as 25-10-1942. On the basis of his entry of date of birth in the CP Fund nomination form he was prematurely retired from service w. e. f. 25-10-2000 vide Order bearing No. Estt/PF/01-6188-94 dated 12-07-2001, has been placed on record. The applicant No. 1, has alleged that respondents have tampered with the date of birth of the petitioner as recorded in the service book of the applicant and substituted a different date of birth at his back and without any knowledge or notice.

The 'applicant No. 1' has claimed that he has been exploited because of his illiteracy and ignorance and therefore, has emphasized that for the purpose of service law the entry recorded in the service book at the time of entry into service is final and binding particularly for the purposes of superannuation. No show cause notice or hearing whatsoever was given to the applicant before effecting the change in the date of birth as recorded in

the service book and other service records. He has claimed that the tempering is established by the fact that he has been deemed to have been retired with effect from an earlier date vide the order impugned.

On the basis of the above stated fact the applicant No. 1 has prayed for the following relief :—

1. *“declaring the Office Order No. Estt/PF/01-6188-94 dated July 12, 2001 passed by the respondent No.1 as null and void and not binding on the applicant/ petitioner ;*
2. *declaring the petitioner’s date of birth as 25-10-1946 as has been recorded in the service record of the petitioner by the non-applicants as correct and final directing the non-applicants to pay all the arrears of salary and other benefits due to the petitioner treating him as on duty till the date of his due superannuation on 31-10-2004 ;*
3. *directing the non-applicants to pay a compensation of Rs. 20,00,000/- (Twenty Lakhs) as compensation to the petitioner over and above is lawful dues for wrongfully and malafidely throwing the petitioner out of service before his actual and due date of superannuation and for subjecting the petitioner to extreme harassment, humiliation and mental pain and agony.”*

The fact of the case of the Wali Mohd. Lone S/o Ali Mohd. Lone, R/o Khrew, District Pulwama, Kashmir, hereinafter called as ‘Applicant No. 2’ is same as that of applicant No. 1, the deceased applicant was also engaged as helper in the year 1979 in the J&K Minerals Ltd. His true and actual date of birth is 01-01-1955 which has been duly recorded in the Register of Deaths and Births of Village Khrew. His services were finally regularised against the post of helper along with other similarly circumstanced people on 02-05-1995 and he was allowed all the benefits available under law. The ‘Applicant No. 2’ goes on to state that he, like most of other labourers, is an illiterate and unread person. He was asked to disclose his

date of birth at the time of joining the services and also to produce documentary support, if any. The 'Applicant No. 2' avers that he submitted extracts of birth record as maintained by Village Chowkidar concerned. The respondents recorded his date of birth in service records after verifying the same as 01-01-1955.

However, he has pleaded that on various occasions the respondents would require the 'Applicant No. 2' and other employees to fill in the various applications, forms and other documents connected to or otherwise related to service. Since the applicant and other similarly circumstanced people, being unread and illiterate, would rely on the respondent officials/staff to fill the same. He was routinely asked to affix his thumb impression, *inter alia*, on the Declaration and Nomination Form under the Employees Provident Fund Scheme, 1961 for the purpose of disbursement of his CP Fund in case of his premature death. The applicants date of birth had been wrongly recorded in the said nomination applicant form by the respondents officials as 05-12-1942. However, he was to retire/superannuate in the month of January, 2013 from services as his date of birth is 01-01-1955 but shockingly he was prematurely retired from service since w. e. f. 31-12-2000 vide Order No. Estt/PF/01-6/32-35 dated 12-07-2001. Copy of the said Order bearing No. Estt/PF/01-6132-35 dated 12-07-2001 is placed on record. The 'Applicant No. 2' has asserted that respondents have tampered with his date of birth as recorded in the service book and substituted a different date of birth at his back and without any notice. Therefore has claimed that he has been exploited because of his illiteracy and ignorance and has stressed that for all purposes of service law, the entry/record in the service book is final and binding particularly for the purposes of superannuation. The 'Applicant No. 2' has asserted that the tampering with the service records has been done at his back and without his knowledge 'Applicant No. 2' show cause notice or hearing whatsoever was given to him before effecting the change in the date of birth as recorded in the service book and other service records. And the tampering is established by the fact that he has been deemed to have been retired with effect from an earlier date vide the order impugned. The 'Applicant No. 2' on the basis of the above stated facts has prayed for—

- (a) *“Any appropriate order or direction declaring the Office Order No. Estt/PF/01-6132-35 dated July 12, 2001 passed*

by the respondent No. 1 as null and void and not binding on the applicant/petitioner ;

- (b) Any appropriate order or direction declaring the petitioners date of birth as 01-01-1955 as has been recorded in the service record of the petitioner by the non-applicants at the time when he joined the service as accurate and correct ;*
- (c) Any appropriate order or direction directing the non-applicants to pay all the service benefits including arrears of salary, benefits of pay grade revision, gratuity, CP Fund, COLA arrears and service benefits due to the petitioner treating him on duty till January, 2013 ;*
- (d) Any appropriate order or direction for directing the non-applicants to pay a compensation of Rs. 20,00,000/- (Twenty Lakhs) as compensation to the petitioner over and above his lawful dues for wrongfully and malafidely throwing the petitioner out of service before his actual and due date of superannuation and for subjecting him to extreme harassment, humiliation and mental pain and agony to be recovered from the personal salary of Non-applicants/Respondents ;*
- (e) Interest of 18% on the total amount due”.*

The applicants have earlier challenged the said order bearing No. Estt/PF/01-6188-94 dated 12-07-2001 and No. Estt/PF/01-6132-35 dated 12-07-2001 in a Civil Original Suit before Hon’ble Court of Sub-Judge (Forest Magistrate), but said court returned a finding that the controversy revolving in the petition is an Industrial dispute within the definition of the Industrial Disputes Act and therefore the matter could be heard and tried by the forum under the Industrial Dispute Act itself and Civil Court’s jurisdiction is barred. Later the applicants filed an appeal against the said order but subsequently withdrew the appeal in order to avail remedy under the Industrial Dispute Act. The applicants thereafter approach the Conciliation Officer praying for a reference to Labour Court. However no action was taken.

The applicant No.1 aggrieved with the issuance of the order by the respondent approached the Hon’ble High Court through the medium of

writ petition bearing OWP No. 416/06 and the Hon'ble Court was pleased to direct the concerned officers of respondent to consider the prayer of the petitioner within a period of one month vide Order dated 03-07-2006. The said order reads—

“Admit.

Issue notice.

Mr. Shah accepts notice on behalf of respondents and submits that in view of the relief prayed for he does not want to file any counter in the case. Prayer is allowed.

Heard Considered.

The matter is taken up for final adjudication on the consensus of the learned counsels of the parties.

The petitioner has been superannuated from service. He is aggrieved of the same. He approached the civil court for redressal of his grievance but the petition filed by him was dismissed on the ground that the civil court lacks jurisdiction as the matter fell under the Industrial Disputes Act. He preferred an appeal against the order of the trial court but later on withdrew it on the ground that he would follow the appropriate procedure as prescribed by law. He has approached the concerned authorities under the said Act but his grievance is that despite lapse of more than one year, he has not been given any relief nor the matter has been referred to the labour court as prescribed by law.

In the facts and circumstances of the case, the petition is disposed of with a direction to the respondents to consider the prayer of the petitioner within a period of one month from the date a copy of the order is served on the respondents. Let a fresh petition along with a copy of petition be filed by the petitioner before the concerned authority. Order accordingly.”

On the basis of the above direction of Hon'ble High Court for holding the conciliation proceedings, the Conciliation Officer (Deputy Labour

Commissioner) returned the finding on 06-08-2007. The applicant however challenged the report of Deputy Labour Commissioner dated 06-08-2007 and concurrent finding of Labour Commissioner dated 12-08-2007 again in the Hon'ble High Court through Writ Petition bearing No. 482/2008. The Hon'ble High Court vide Order dated 07-09-2009 was pleased to set aside the failure report of Conciliation Officer (Deputy Labour Commissioner) dated 06-08-2007 and order of Labour Commissioner dated 12-08-2007 with a further direction to the respondents to conduct proper enquiry in the case and to associate the applicant with such enquiry.

The Conciliation Officer (Deputy Labour Commissioner) summoned the parties for conducting the enquiry/conciliation but the respondents choose to remain absent and as such no fresh enquiry/conciliation could be conducted in the matter. Since the Conciliation Officer could not have decided the matter therefore he summed up his recommendations to Labour Commissioner, Kashmir requesting a reference of the dispute to Labour Court. The Commissioner/Secretary, Labour and Employment Department has accepted the recommendation and made reference as stated above. That is how the reference has come up before this court.

The reference was taken up by this Court on 24-09-2013 and on subsequent dates. The applicants filed the claim petition on 24-02-2014, Mr. B. A. Misri, Advocate caused appearance on behalf of respondent.

During the course of the proceedings before this Court the applicant No. 2 died and therefore his Counsel filed an application informing the court about the death of said Wali Mohd. Lone on 10-04-2014 and prayed for permission to bring legal heirs of said Wali Mohd. Lone on record. The matter was taken up on several occasion opportunity was granted to the respondents to file objections against the claim petitions and matter was adjourned to many dates and on 29-01-2015 the respondents were set *ex parte* as the respondents went unrepresented on previous hearings. The legal heirs of applicant No. 2 namely 1. widow Mst. Zaiba, sons 2. Mohd. Afzal Lone, 3. Fayaz Ahmad Lone, 4. Mohd. Younis Lone, 5. Mohd. Shafi Lone & 6. Irshad Ahmad Lone allowed and were brought on record and applicants were directed to submit *ex parte* evidence on 06-04-2015.

The applicants have adduced evidence in support of their respective contentions/pleadings. The applicant No. 1 Habibullah Ahanger has

submitted his own evidence by way of affidavit beside that of Ghulam Nabi Ahanger S/o Ghulam Mohd Ahanger R/o Khunmoh, Pampore, District Pulwama, Ghulam Mohd. Ganai S/o Ghulam Hassan Ganai R/o Khunmoh, Tehsil Pampore, District Pulwama and Mohd. Akbar Sofi S/o Abdul Gani Sofi R/o Shaar, Khrew, Pulwama.

The applicant No.1 Habibullah Ahanger as his own witness has stated that he was engaged initially as a helper in the year 1969 by the respondents in the J&K Minerals Ltd. and his date of birth is 25-10-1946 which has been recorded in the Register of Deaths and Births of Village Khunmoh and the same date of birth i. e. 25-10-1946, had also been recorded in the official service initially. His services were regularized on the post of helper along with other people by a general order dated 02-05-1995 and he was granted all the benefits. The respondents had verified his date of birth before recording the same in service records that respondents routinely used to ask us to sign/affix thumb impression on various applications, forms and other documents related to service on various occasions and such forms etc. were always filled by the respondent officials since he was illiterate ; that he was also asked to affix thumb impression, *inter alia*, on the Declaration and Nomination under the Employees Provident Fund Scheme, 1961 for the purpose of disbursement of his CP Fund in case of his premature death ; his date of birth has been wrongly recorded in the said nomination form by the J&K Minerals Ltd. officials ; 25-10-1942 against his actual date of birth as recorded in the service book is 25-10-1946 therefore he was to retire/superannuate in the month of October, 2004 ; that respondent officials handed over an order dated 12-07-2001 bearing number Estt/PF/01-6188-94 where by he was relieved from the services with effect from 25-10-2000; the respondents officials had tampered with his date of birth as recorded in the service records including the service book and malafidely substituted wrong date of birth instead of his true, correct and actual date of birth that his illiteracy had been exploited by the respondents; that the entry in service book is final and binding and could not have been changed; the tampering with the service records was done at his back without any notice or knowledge ; that no show cause notice or hearing whatsoever was issued to him before affecting the change in the date of birth as recorded in the service book and he was kept in the dark about the whole manipulation and he came to know about the bungling only when my premature

superannuation order was passed ; that the fact of fraudulent tampering is corroborated by the fact that he has been deemed to have been retired with effect from an earlier date and if the record had not been tampered then he would have retired on his due date of superannuation i. e. ending October, 2004 ; that he had gone from pillar to post in seeking the vindication and redressal of my legitimate and *bona fide* grievances ; but all his representations and requests have been ignored and all his lawful dues have been withheld ; that he is entitled to all his lawful dues treating him to have been in service till his scheduled superannuation on 31-10-2004.

The witness Ghulam Nabi Ahanger S/o Ghulam Mohammad Ahanger, R/o Khunmoh, Pampore, District Pulwama, Kashmir has stated that he was also working in J&K Minerals Ltd. as helper and he had been engaged earlier to applicant No.1 Habibullah Ahanger; that at the time of entering into service the J&K Minerals Ltd. demanded date of birth record certificates ; proof from all employees and the same was recorded in service records ; that Habibullah Ahanger was engaged as a helper in the year 1969 in the J&K Minerals Ltd. that his date of birth is 25-10-1946 and the same was also recorded in the officials service records at the time of his engagement ; that his services were regularized on the post of helper along with other similarly circumstanced people by a general order dated 02-05-1995 ; that the respondents have malafidely and unilaterally changed the said date of birth and substituted wrong date of birth ; that Habibullah was to retire /superannuate in the month of October, 2004 but he was prematurely superannuated vide order dated 12-07-2001 bearing Number Estt/PF/01-6188-94 with effect from 25-10-2000 ; that no notice was ever issued to Habibullah Ahanger and the tampering was done at his back and without his knowledge ; that he came to know about the tampering/change of date of birth only when the order relieving him was handed over to him; that he is entitled to be treated in service with all salary benefits till his scheduled superannuation in October, 2014.

Another witness Ghulam Mohd. Ganai S/o Ghulam Hassan Ganai, R/o Khunmoh, Pampore, District Pulwama, Kashmir has stated that the applicant Habibullah Ahanger is personally known to him and that he and the applicant were both working as Helpers/Labourers in J&K Minerals Ltd. that at the time of entering into service the J&K Minerals Ltd. routinely

demanding date of birth record certificates/proof thereof from all employees and the same was recorded in service records ; the true and actual date of birth of petitioner Habibullah Ahanger is 25-10-1946 and the same had been recorded in the official service records at the time of his engagement ; that his services were regularized on the post of helper along with other similarly circumstanced people by a general order dated 02-05-1995 ; that the respondents have tampered with and changed the said date of birth and substituted wrong date of birth ; that Habibullah was to retire/superannuate in the month of October, 2004 but he was prematurely superannuated vide order bearing number Estt/PF/01-6188-94 dated 12-07-2001 with effect from 25-10-2000 ; that no notice was ever issued to Habibullah Ahanger and the tampering was done at his back and without his knowledge ; that he came to know about the tampering/change of date of birth only when the order relieving him was handed over to him ; that he is entitled to be treated in service with all salary benefits till his scheduled superannuation in September, 2014.

Witness Mohd Akbar Sofi S/o Abdul Gani Sofi R/o Shaar, Khrew, Pulwama in his statement as witness has stated the same fact and circumstances of his employment that of the application. The witness was also working as helper in the respondent corporation along with the applicants. The non-applicant has wrongly mentioned the date of birth of the applicant on 25-10-1942 whereas his actual date of birth is 25-10-1946 as recorded in his service records at the time of regularizing the services and verified for the concerned entries. The applicant No.1 did not produce more evidence therefore his evidence was closed.

The legal heirs of applicant No. 2 namely Wali Mohd. Lone have submitted evidence by way of affidavits of 1. Ghulam Mohd. Ganai S/o Ghulam Hassan Ganai R/o Khunmoh, Tehsil Pampore, District Pulwama, 2. Ghulam Nabi Ahanger S/o Ghulam Mohd. Ahanger R/o Khunmoh, Pampore, District Pulwama, 3. Mohd. Afzal Lone, S/o Wali Mohd. Lone R/o Khrew, District Pulwama and 4. Mohd. Akbar Sofi S/o Abdul Gani Sofi R/o Shaar, Khrew, Pulwama.

Witness Ghulam Mohd. Gani S/o Ghulam Hassan Ganai R/o Khunmoh, Tehsil Pampore, District Pulwama has stated that applicant No. 2 Wali Mohd. Lone is personally known to him as they both were

working in the J&K Minerals Ltd. as helper and that Wali Mohd Lone passed away last year ; that Wali Mohd Lone was engaged as helper in the year 1979 in the J&K Minerals Ltd. that his actual date of birth was 01-01-1955 which has been duly recorded in the Register of Deaths and Births of Village Khrew ; that the services of Wali Mohd Lone were regularized by general order dated 02-05-1995 along with other labour employees ; that most of the helpers/labourers including Late Wali Mohd. Lone were illiterate people; that at the time of joining service, Wali Mohd Lone had submitted the copy of the birth record as maintained by the concerned Chowkidar in support of proof of date of birth ; that the respondent officials verified the date of birth of Wali Mohd Lone and thereafter recorded the same in his service records ; that the officials of J&K Minerals Ltd. have asked labour employees to sign/affix thumb impressions on various applications, forms and other documents ; the said forms etc. were always filled by the officials of the respondent. Since labourer employees were mostly illiterate and unread ; that Wali Mohd Lone was also asked to affix his thumb impression, *inter alia*, on the Declaration and Nomination under the Employees Provident Fund Scheme, 1961 for the purpose of disbursement of his CP Fund in case of his premature death ; that the officials have filled the said form and also recorded the date of birth in the said nomination form ; that Wali Mohd Lone was due to retire/superannuate by the end of January, 2013 ; that Wali Mohd. Lone received shock of life when he was handed over an order bearing Number Estt/PF/01-6132-35 dated 12-07-2001 whereby Wali Mohd Lone was prematurely relieved from the services with effect from 31-12-2000 even though he had more than 12 years of service career left ; that the J&K Minerals Ltd. officials have tampered with the date of birth of Wali Mohd Lone as recorded in his service records including the service book and substituted their own date of birth in place of the true, correct and actual date of birth as recorded in service book ; that most of labourer employees are totally illiterate and ignorant and they have been exploited to the hilt by respondent officials ; the tampering with the service records has been done at the back of and without the knowledge of Wali Mohd Lone ; that no show cause notice or hearing whatsoever was given to Wali Mohd Lone ; Wali Mohd Lone before effecting the change in the date of birth ; that Wali Mohd Lone was kept in the dark about the whole manipulation and he came to know about the bungling only when his premature superannuation order was handed over to him ; that Wali Mohd

Lone has suffered the worst because of callous and pathetic attitude of J&K Minerals Ltd. officials ; that all his representations have been ignored ; that Wali Mohd Lone is entitled to be treated as having been on actual duty till January, 2013, when he was due for superannuation/retirement and his legal heirs are entitled to all pay dues, service benefits treating him on actual duty till January, 2013.

The other two witnesses namely Mohd Akbar Sofi S/o Abdul Gani Sofi R/o Shaar, Khrew, Pulwama, Kashmir and Ghulam Nabi Ahanger S/o Ghulam Mohammad Ahanger R/o Khunmoh, Pampore, District Pulwama in their statements on affidavits has stated the same as the witness No. 1 has stated and corroborated supported his statements being the colleague workers of the deceased worker applicant No. 2.

The last witness Mohd Afzal Lone S/o Wali Mohd Lone R/o Khrew, District Pulwama, Kashmir is the son of the deceased applicant No. 2 who in his statement on affidavit has stated that his father Wali Mohd Lone was engaged as a helper in the year 1979 in the J&K Minerals Ltd. that his date of birth is 01-01-1955 which had been duly recorded in the Register of Deaths and Births of Village Khrew and he passed away last year ; that his services were regularized on the post of helper along by a general order dated 02-05-1995 ; that Late Wali Mohd Lone was illiterate and at the time of joining service he had submitted the extracts/copy of the birth record as maintained by the concerned Chowkidar in support of proof of date of birth that officials verified the date birth of Late Wali Mohd Lone and thereafter recorded the same in service records of Late Wali Mohd Lone ; that J&K Minerals Ltd. officials have routinely on various occasions asked labour employees to sign/affix thumb impressions to various applications, forms and other documents connected to or otherwise related to service ; that the forms etc. were always filled by the officials since labourer employees were mostly illiterate and unread ; that his late father was also asked to affix his thumb impression, *inter alia*, on the Declaration and Nomination under the Employees Provident Fund Scheme, 1961 for the purpose of disbursement of his CP Fund in case of his premature death ; the details of the said form have been filled by the officials of respondents ; that his late father was due to retire/superannuate by the end of January, 2013 ; but unfortunately he was prematurely retired by an order dated 12-07-2001 bearing Number Estt/PF/01-6132-35 whereby he was relieved from the

services with effect from 31-12-2000 ; that J&K Minerals Ltd. officials had tampered with the date of birth as recorded in the service records including the service book and substituted their own date of birth in place of the true, correct and actual date of birth as recorded in service book ; that fraudulent tampering is established by the fact that his late father is deemed to have been retired with effect from an earlier date vide and if the record had not been tampered then late my father would have continued in service and retired on his due date of superannuation i. e. ending January, 2013 ; that tampering with the service records has been done at the back of and without the knowledge of my father without any show cause notice or hearing whatsoever; that all the representations filed by applicants have been ignored; that his father had filed claim petition during his life time praying for setting aside the Office Order No. Estt/PF/01-6132-35 dated July 12, 2001 passed by the J&K Minerals Ltd. treating his date of birth as 01-01-1955 as has been recorded in his service record at the time of joining the service as conclusive, final and binding on all concerned, release of all the service benefits including arrears of salary, benefits of pay grade revision, gratuity, CP Fund, COLA arrears and other service benefits due to legal heirs of deceased Wali Mohd Lone treating him as on actual duty till the date of his due superannuation on ending January, 2013 ; compensation of Rs. 20,00,000/- (Twenty Lakhs) as compensation to his legal heirs over and above his lawful dues for wrongfully and malafidely throwing him out of service before his due date of superannuation and for subjecting him to extreme harassment, humiliation and mental pain to be recovered from the personal salary of the concerned/responsible officials of J&K Minerals Ltd. along with interest of 18%.

The Court after perusing the whole file and the material on record came to the conclusion that the applicant No.1 Habibullah Ahanger was engaged as causal labour/helper in the J&K Minerals Ltd. in the year 1969. His services came to be regularized by a general order dated 02-05-1995. His date of birth was recorded as 25-10-1946 as recorded in the Register of Deaths and Births of Village Khunmoh. The original service book has not been produced for the inspection of the Court. However photocopy of the service book is available on record. Perusal of the service record shows that date of birth recorded initially in the service book is 25-10-1946. The same has been scored out and a note is appended below that “the

DOB checked and re-verified from records as 25-10-1942.” The said note has been appended on the same day viz. 12-07-2001 on which the order of superannuation has been passed. This is suggestive of the fact that the order in question has been passed in utter hot haste. No details have been given about the records from which the DOB has been allegedly verified and how the conclusion has been drawn that the applicants DOB is 25-10-1942 instead of 25-10-1946. Copy of the certificate issued by Village Guard, Khunmoh, Tehsil Khas, Ghulam Mohd Ganaie issued in the year 1980 on the basis of record in the Register of Deaths and Births also reflects the date of birth of applicant No. 1 as 25-10-1946. The same is also available on record. It is not discernible from the records as to what has prompted the Respondent J&K Minerals Ltd. to pass the order of superannuation. The entry made in the CP Fund Declaration Form can't be taken as authentic and cannot override the service book records. It is clear from the proceedings before the Conciliation Officer that no prior show cause notice or hearing has been passed when the alteration was made in the service records and the order of superannuation was passed. The consistent stand of applicant Habibullah Ahanger all though has been that his true and actual date of birth is 25-10-1946 and the same stood recorded in the service book and other service records by the respondents at the time of entry into service. He has stated that he was unread and illiterate and respondent officials used to fill in the various application forms/declarations/applications on his behalf and he would be routinely asked to affix his thumb impressions on the said documents. He has asserted that he was due to superannuate by the end of September, 2004. This has been supported by other witnesses of applicant Habibullah Ahanger who have in one voice stated that the date of birth has been changed by the respondent officials mechanically in utter hot haste without putting the applicant Habibullah Ahanger to any kind of notice or hearing either before or after tampering of DOB as recorded in Service Book or the issuance of the impugned superannuation order what has prompted the respondents to affect the change in DOB of the applicant at the stage of the issuance of retirement order is questionable. Why this action was not done prior to the issuance of the impugned order then the applicant could have reinstated and defended it. All this leads to the conclusion that the date of birth of applicant Habibullah Ahanger as recorded in the service records initially at the time of joining of service was

25-10-1946 and the same has been changed at the back of the applicant Habibullah Ahanger to 25-10-1942 without his knowledge or notice.

The applicant No. 2 deceased Wali Mohd. Lone has also met similar fate. He was engaged as casual labour/helper in the J&K Minerals Ltd. in the year 1979. His services came to be regularized by a general order dated 02-05-1995. His date of birth was recorded as 01-01-1955 as recorded in the Register of Deaths and Births of Village Khrew. His original service book has not been produced for the perusal of the Court. However photocopy is available on record. Perusal of the photocopy of service book shows that date of birth recorded initially in the service book is 01-01-1955. The same has been changed to 05-12-1942. The said change has been effected on the same day viz. 12-07-2001 on which the order of superannuation has been passed. This is suggestive of the fact that the order in question has been passed in utter haste. No details are forthcoming regarding the records from which the DOB has been allegedly verified and how the conclusion has been drawn that the applicants DOB is 05-12-1942 instead of 01-01-1955. It seems that the respondents have taken the entry made in the CP Fund Declaration Form and substituted the same in place of the true and actual date of birth as recorded in service book which could have been done. Copy of the certificate issued by Village Guard, Khrew issued on the basis of record in the Register of Deaths and Births also reflects the date of birth of Wali Mohd Lone as 01-01-1955. The same is also available on record. Perusal of the material on file does not reflect the reasons which prompted the Respondent J&K Minerals Ltd. to pass the order of superannuation. The proceedings before the Conciliation Officer also suggest that no prior or post show cause notice or hearing has been passed when the alteration was made in the service records and the order of superannuation was passed. The stand of applicant Wali Mohd Lone all though has been that his true and actual date of birth is 01-01-1955 and the same stood recorded by the respondents at the time of entry into service. He has stated that he was unread and illiterate and respondent officials used to fill in the various application forms/declarations/applications on his behalf and he would be routinely asked to affix his thumb impressions on the said documents. He has asserted that he was due to superannuate by the end of January, 2013. This has been supported by other witnesses of applicant Wali Mohd Lone who have in one voice stated that the date of birth has been changed by the respondent officials

mechanically in utter hot haste without putting the applicant Wali Mohd Lone to any kind of notice or hearing either before or after changing DOB as recorded in Service Book or the issuance of the impugned superannuation order. All this leads to the irresistible conclusion that the date of birth of applicant Wali Mohd Lone as recorded in the service records initially at the time of joining of service was 01-01-1955 and the same has been changed at his back to 05-12-1942. It needs to be noted that the respondents have attempted to change the date of birth of the applicant at the fag end of his service careers.

The only question to be considered by this court is whether it was permissible at law to have changed the date of birth of the applicants of their own without following the Principles of Natural Justice. It is to be noted that no enquiry was held in the matter nor any show cause notice was ever issued. The impugned orders have been passed in clear violation of the Principles of Natural Justice. The same is rested with the observations of the Hon'ble Apex Court in the case In Burn Standard Company Limited and Others Vs. Dinabandhu Majumdar and Another reported in (1995) 4 SCC 172 the Hon'ble Supreme Court held in para 8 as follows—

“8. The importance of the date of birth of an employee given to his employer and accepted as correct by the latter and entered in the Service and Leave Record of the former, cannot be underestimated. That is so for the reason that the employee's service with the employer has to be necessarily regulated according to such date of birth. Therefore, when a person is taken into service on appointment, he would be required by his employer to declare his correct date of birth and support the same by production of appropriate certificates or documents, if any. Even where the persons so appointed fail to produce the certificates or documents in proof of their date of birth, they would be required to affix their thumb impression or signature in authentication of their declared ages or dates of birth. When, on the basis of such declaration made or certificates produced by the employee an entry is made of his date of birth in his Service and Leave Record to be opened, that will amount to acceptance by the employer of such date

of birth, as correct, be it the Government or its instrumentality. When such entry is made in Service Record of the employee the only way in which the employer, Government or its instrumentality can get over such entry, because of subsequent disclosures as to its incorrectness, is to hold an inquiry into the matter by affording an opportunity to the employee concerned to have his say in the matter..”.

In A. Raja Murali Vs. Singareni Collieries Company Limited reported in [2013] 5 ALT 691/[2013] 6 ALD 306 decided by Hon’ble High Court of Andhra Pradesh Court held :—

“There cannot be any doubt to say that the age of the petitioner was shown as 25 years at the time of his initial appointment. It may be also a fact that the petitioner had affixed his thumb impression on the relevant documents at the time of his appointment. However, the crucial aspect is whether the claim of the petitioner is genuine and whether his claim has to be thrown out merely because he had affixed his thumb impression on the relevant papers at the time of his appointment. Admittedly, the petitioner was appointed as Badli Coal Filler Casual Worker. No educational qualifications are required for that post and when the person gets an opportunity to join the service and where educational qualifications are not required, it is for the officers concerned to ascertain the correct age and guide the employees properly. They cannot take advantage of the illiteracy or semi-literacy of the candidates who come forward to join the post.”

In Kotte Rajam Vs. Singareni Collieries Company Ltd. reported in [2008] 6 ALD 668 the Hon’ble Andhra Pradesh High Court laid in paras 5, 6 and 7 as follows :—

“5. It is a matter of record that the age of the petitioner, as on the date of entry into service i. e. 28-05-1976, is mentioned in the Service Book, B-Register and Identity Board as 25 years. Those three documents are treated as material, in the context of determining the date of retirement of the employee. It was nearly 32 years later that the respondents sought to doubt the correctness of the age of the petitioner, that too, when he submitted an application for voluntary retirement.

6. The arbitrariness on the part of the respondents is evident from the fact that they have chosen to restrain the petitioner from attending the duties, even without passing any formal orders of retirement or correction of date of birth. Added to that, an attempt was made to refer the case of the petitioner to the Age Determination Committee/Medical Board. A perusal of the circular, dated 01-08-1988, discloses that such a reference can be made only when any discrepancy is noticed in the entries made in Form 'B' Register, CMPF records and Identity Card. Admittedly, there is no inconsistency in the entries in those registers in respect of the petitioner.
7. Time and again, the Hon'ble Supreme Court held that the date of birth of an employee cannot be altered at the fag end of the service. The said observation operates not only against the attempts made by the employees, but also those made by the employers.
8. Therefore, the writ petition is allowed, as prayed for and the respondents are directed to continue the petitioner till he attains the age of superannuation according to the age mentioned in the service records or to extend the benefit of V. R. S. to him in accordance with the relevant Circular. The respondents shall pay salary to the petitioner, for the period, during which he was prevented from attending the work. There shall be no order as to costs."

Thus the law on the point is more than settled that not only the employee, but also the employer is not entitled to alter the date of birth as mentioned in the service register at the fag end of the employees services.

For all what has been said hereinabove it is held that the superannuation of the applicants by way of superannuation as on 12-07-2001 is clearly illegal and does not stand the test of law. Accordingly the superannuation order dated 12-07-2001 bearing Number Estt/PF/01-6188-94 whereby the applicant No.1 Habibullah Ahanger was prematurely relieved from the services with effect from 25-10-2000 and also the superannuation order dated 12-07-2001 bearing number Estt/PF/01-6132-35 whereby the

applicant No. 2 Late Wali Mohd Lone was prematurely relieved from the services with effect from 31-12-2000 is declared as illegal, unwarranted and unconstitutional.

The applicant No.1 Habibullah Ahanger shall be deemed to have been in actual service till the date of his superannuation taking his date of birth as 25-10-1946 as recorded in the service records at the time he joined his services. He shall be entitled to all the service benefits, as prayed for in the claim petitions, which he would have otherwise earned had he been in active service, including arrears of salary, pay revision benefits, leave salary, gratuity and all other service and retired benefits.

Similarly, the applicant No. 2 Late Wali Mohd Lone shall be deemed to have been in service taking his date of birth as 01-01-1955 as recorded in the service records when he joined the service. His legal heirs too shall be entitled to all the service benefits which he would have otherwise earned had he been in active service, including arrears of salary, pay revision benefits, leave salary, gratuity and all other service and retired benefits.

In the peculiar facts of the case the respondents are directed to comply and implement the award of this Court/Tribunal and deposit all the amounts to be calculated due to the applicants within a period of three months.

Reference is answered accordingly and an award is accordingly passed in favour of the petitioners and against the respondents. Copy of award be sent to the appropriate Government through its Commissioner/ Secretary, Labour Department for information and its publication in Government Gazette.

The file after due completion, be consigned to records.

Announced :

Dated : 27-06-2016.

(Sd.) KOSSAR AHMAD QURESHI,

Presiding Officer,
District and Sessions Judge,
Industrial Tribunal-cum-Labour Court,
J&K, Srinagar.

EXTRAORDINARY

REGD. NO. JK—33



**THE
JAMMU & KASHMIR GOVERNMENT GAZETTE**

Vol. 130] Srinagar, Thu., the 1st June, 2017/11th Jyai., 1939. [No. 9-2

Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART II—B

Notifications, Notices and Orders by Heads of Departments.

GOVERNMENT OF JAMMU AND KASHMIR,
INDUSTRIAL TRIBUNAL-CUM-LABOUR COURT,
SRINAGAR/JAMMU.

File No. : 327/ITLC
D. O. I. : 21-01-2016
D. O. A. : 14-03-2017

Rajni Devi D/o Sobha Ram
R/o Ward No. 6, Ambardker Mohalla,
Bari Brahmana, Distt. Samba.

Petitioner

Versus

Factory Manager,
M/s Fortune Pharmaceutical Ind.

Pvt. Ltd. E. P. I. P. Kartholi, Bari
Brahmana, Distt. Samba.
Respondent

In the Matter of :—Reference/SRO No. 193 under section 10 of
Industrial Dispute Act.

Award

1. This tribunal has received a reference by virtue of a notification dated 24th June 2015 wherein SRO-193 was issued by the Government of J&K and referred the dispute to this tribunal for its adjudication.

2. Both the parties to the petition have compromised and settled the dispute at Rs. 1,00,000/- (One lac only) towards the satisfaction of all the claims arising out of the employment of the petitioner with the respondent. Both the parties have filed a memorandum of agreement arrived between them, duly signed by them. Statement of the petitioner was recorded separately. The petitioner has been identified by his AR Sh. L. R. Laxman. Respondent has made the payment in terms of agreement arrived between them, through cheque to the petitioner in the open court.

3. After this settlement workmen/petitioner has left with no of his claims/dues towards the management.

4. Consequence to the compromise arrived between the parties, respondent has paid the agreed amount of Rs. 1,00,000/- through cheque to the petitioner who has received the same in the Court and has also executed an receipt towards the full and final settlement of all dues which include earned wages, encashment of leave, notice pay, retrenchment, compensation, bonus gratuity and all other dues which could accrue during the employment with the management of M/s Fortune Pharmaceutical Ind. Pvt. Ltd. E. P. I. P., Kartholi, Bari Brahmana, Distt. Samba.

5. After this settlement petitioner has left with no cause of action against the management.

6. Since the settlement amount has been received by the workman and his claim stands disposed off accordingly.

7. In view of the settlement executed between the parties, this court hereby passes this award in terms of the memorandum settlement and holds that no other relief is required to be granted to the petitioner.

8. Copy of the award be sent to the concerned authorities for necessary action.

9. File shall go to record.

Announced :

14-03-2017

(Sd.) NIGHAT SULTANA,

District and Sessions Judge
(Presiding Officer),
Industrial Tribunal/Labour Court,
J&K, Sgr./Jammu.

3-a] The J&K Govt. Gazette, 20th April, 2017/30th Chai., 1939. Thu.

EXTRAORDINARY

REGD. NO. JK—33

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—DEPARTMENT OF LAW, JUSTICE AND
PARLIAMENTARY AFFAIRS
(Acquittal Section)

Notification

Jammu, the 20th April, 2017.

SRO-184.—In exercise of the powers conferred by sub-section (1) of section 492 of the code of Criminal Procedure, Samvat, 1989, the Government hereby appoint Shri Arvind Kumar Gupta, Advocate, District and Sessions Court, Kathua as a Special Public Prosecutor in the case titled State Vs. Arun Sharma involving offences punishable under sections 307/325/427/342 RPC, 4/25 Arms Act FIR No. 116/2015, Police Station, Lakhapur before the Court of Ld. Addl. Sessions Judge, Kathua.

By order of the Government of Jammu and Kashmir.

(Sd.) ABDUL MAJID BHAT,

Secretary to Government,
Department of Law, Justice and Parliamentary Affairs.

3-b] The J&K Govt. Gazette, 20th April, 2017/30th Chai., 1939. Thu.

EXTRAORDINARY

REGD. NO. JK—33

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—REVENUE DEPARTMENT

Notification

Jammu, the 20th April, 2017.

SRO-185.—In exercise of the powers conferred by section 5 of the Jammu and Kashmir Land Revenue Act, Samvat, 1996 and in partial modification of Notification SRO-430 of 2014 dated 21st October, 2014, the Government hereby exclude Village “Kherbugh” from the territorial jurisdiction of “Tehsil Srigufwara (New)” and include the same within the territorial jurisdiction of “Niabat Mattan (New), Tehsil Anantnag East (New).

By order of the Government of Jammu and Kashmir.

(Sd.) MOHAMMAD ASHRAF MIR, IAS,

Commissioner/Secretary to Government,
Revenue Department.

EXTRAORDINARY

REGD. NO. JK—33

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—DEPARTMENT OF LAW, JUSTICE AND
PARLIAMENTARY AFFAIRS
(Power Section)

Notification

Jammu, the 20th of April, 2017.

SRO-186.—In exercise of powers conferred by sub-section (1) of section 12 of the Code of Criminal Procedure, Samvat, 1989, the Government hereby appoint Shri Fazal Din, Naib-Tehsildar, Mishriwala, Jammu to be the Executive Magistrate, of the 1st Class who shall exercise all the powers of an Executive Magistrate, of the 1st Class within his territorial jurisdiction of Naibat Mishriwala of District Jammu.

By order of the Government of Jammu and Kashmir.

(Sd.) ABDUL MAJID BHAT,

Secretary to Government,
Department of Law, Justice and Parliamentary Affairs.

3-d] The J&K Govt. Gazette, 20th April, 2017/30th Chai., 1939. Thu.

EXTRAORDINARY

REGD. NO. JK—33

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—REVENUE DEPARTMENT

Notification

Jammu, the 20th April, 2017.

SRO-187.—In exercise of the powers conferred by clause (b) of section 3 of the Jammu and Kashmir Grant of Permanent Resident Certificate (Procedure) Act, 1963 (Act No. XIII of 1963), and in supersession of all previous notifications issued in this behalf, the Government hereby appoint Shri Aziz Ahmad Rather (KAS), Sub-Divisional Magistrate, Gulmarg to be the competent authority for the purposes of the said Act within the territorial jurisdiction of Tehsils Tangmarg, Kunzar and Kawarhama of District Baramulla.

By order of the Government of Jammu and Kashmir.

(Sd.) MOHAMMAD ASHRAF MIR, IAS,

Commissioner/Secretary to Government,
Revenue Department.

EXTRAORDINARY

REGD. NO. JK—33

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—REVENUE DEPARTMENT

Notification

Jammu, the 20th April, 2017.

SRO-188.—In exercise of the powers conferred by clause (b) of section 3 of the Jammu and Kashmir Grant of Permanent Resident Certificate (Procedure) Act, 1963 (Act No. XIII of 1963), and in supersession of all previous notifications issued in this behalf, the Government hereby appoint Shri Basharat Hussain (KAS), Sub-Divisional Magistrate, Surankote to be the competent authority for the purposes of the said Act within the territorial jurisdiction of Sub-Division Surankote of District Poonch.

By order of the Government of Jammu and Kashmir.

(Sd.) MOHAMMAD ASHRAF MIR, IAS,

Commissioner/Secretary to Government,
Revenue Department.

3-f] The J&K Govt. Gazette, 20th April, 2017/30th Chai., 1939. Thu.

EXTRAORDINARY

REGD. NO. JK—33

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—FINANCE DEPARTMENT

Notification

Jammu, the 20th April, 2017.

SRO-189.—In exercise of the powers conferred by sub-section (2) of section 3 of the Jammu and Kashmir Entry Tax on Goods Act, 2000 (Act No. IV of 2000), the Government hereby exempt from payment of Entry Tax, leviable under the said Act, the equipments/items as mentioned in Annexure to this notification to be imported into the State by the State Project Director, RMSA/SSA, J&K, Jammu through NIELIT for implementation of “Smart Class and Computer Laboratories” under RMSA & SSA Schemes subject to the condition that the State Project Director, RMSA/SSA, J&K, Jammu certifies that the equipments/items so imported are exclusively meant for the above said purpose and no tax benefit percolates to the supplier.

By order of the Government of Jammu and Kashmir.

(Sd.) NAVIN K. CHOUDHARY, IAS,

Commissioner/Secretary to Government,
Finance Department.

3-k] The J&K Govt. Gazette, 21st April, 2017/1st Vai., 1939. Fri.

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REGD. NO. JK—33

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—FINANCE DEPARTMENT

Notification

Jammu, the 21st April, 2017.

SRO-194.—In exercise of the powers conferred by section 5 of the Jammu and Kashmir Levy of Tolls Act, Samvat 1995 (Act No. VIII of 1995), the Government hereby exempt from payment of levy of toll leviable under the said Act, in favour of the Power Development Department on the list of items of materials provided by the Power Development Department as Annexures (A to H) enclosed to this notification for construction of 220 KV transmission line from Alusteng (Srinagar) to Leh with the condition that no tax benefit percolates to the supplier.

By order of the Government of Jammu and Kashmir.

(Sd.) NAVIN K. CHOUDHARY, IAS,

Commissioner/Secretary to Government,
Finance Department.

EXTRAORDINARY

REGD. NO. JK—33

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—FINANCE DEPARTMENT

Notification

Jammu, the 21st April, 2017.

SRO-195.—In exercise of the powers conferred by sub-section (2) of section 3, the Jammu and Kashmir Entry Tax on Goods Act, 2000 (Act No. IV of 2000), the Government hereby exempt from payment of entry tax, leviable under the said Act, in favour of the Power Development Department on the list of items of materials provided by the Power Development Department as Annexures (A to H) enclosed to this notification for construction of 220 KV transmission line from Alusteng (Srinagar) to Leh with the condition that no tax benefit percolates to the supplier.

By order of the Government of Jammu and Kashmir.

(Sd.) NAVIN K. CHOUDHARY, IAS,
Commissioner/Secretary to Government,
Finance Department.

EXTRAORDINARY

REGD. NO. JK—33

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—DEPARTMENT OF LAW, JUSTICE AND
PARLIAMENTARY AFFAIRS
(Judicial Administration Section)

Notification

Jammu, the 24th of April, 2017.

SRO-196.—In exercise of the powers conferred by sub-section (1) of section 492 of the Code of Criminal Procedure, Samvat, 1989, the Government hereby appoint Shri Nema Stanzin, Advocate, as Public Prosecutor for a period of one year for the Court of District and Sessions Judge, Leh on terms and conditions as laid down in Government Order No. 1907 -LD (A) of 2015 dated 22-06-2015.

By order of the Government of Jammu and Kashmir.

(Sd.) ABDUL MAJID BHAT,

Secretary to Government,
Department of Law, Justice and Parliamentary Affairs.

EXTRAORDINARY

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PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—DEPARTMENT OF LAW, JUSTICE AND
PARLIAMENTARY AFFAIRS
(Acquittal Section)

Notification

Jammu, the 24th April, 2017.

SRO-197.— In exercise of the powers conferred by sub- section (1) of section 492 of the code of Criminal Procedure, Samvat, 1989, the Government hereby appoint Shri Rohit Sharma, Advocate, J&K High Court, Jammu as a Special Public Prosecutor in the case titled State Vs. Rajeev Sharma involving offences punishable under sections 302/34 RPC, FIR No. 164/2016 pending before the Court of First Additional Sessions Judge, Jammu.

By order of the Government of Jammu and Kashmir.

(Sd.) ABDUL MAJID BHAT,

Secretary to Government,
Department of Law, Justice and Parliamentary Affairs.

EXTRAORDINARY

REGD. NO. JK—33

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—DEPARTMENT OF LAW, JUSTICE AND
PARLIAMENTARY AFFAIRS

Notification

Jammu, the 27th of April, 2017.

SRO-201.— In exercise of the powers conferred by sub-section (1) of section 492 of the Code of Criminal Procedure, Samvat, 1989, the Government hereby appoint Shri S Arvind Kumar Gupta, Advocate, J&K High Court, Jammu as Special Public Prosecutor to conduct the case titled State Vs. Ghar Singh under FIR No. 461/2012 involving offences punishable under section(s) 302 RPC, P/S, Kathua which is pending disposal before the Court of Principal Sessions Judge, Kathua.

By order of the Government of Jammu and Kashmir.

(Sd.) ABDUL MAJID BHAT,

Secretary to Government,
Department of Law, Justice and Parliamentary Affairs.

EXTRAORDINARY

REGD. NO. JK—33



**THE
JAMMU & KASHMIR GOVERNMENT GAZETTE**

Vol. 130] Srinagar, Thu., the 20th April, 2017/30th Chai., 1939. [No. 3-g

Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—DEPARTMENT OF FOOD, CIVIL
SUPPLIES AND CONSUMERS AFFAIRS

Notification

Jammu, the 20th April, 2017.

SRO-190.—In exercise of powers conferred under sub-section (1) of section 14 of the Jammu and Kashmir Consumer Protection Act, 1987 (Act No. XVI of 1987) read with rule 12 (ii) of the Jammu and Kashmir Consumer Protection Rule, 1987, the Government on the recommendations of the selection committee hereby appoint the

2 The J&K Govt. Gazette, 20th April, 2017/30th Chai., 1939. [No. 3-g

following two persons as “Members” of the Jammu and Kashmir State Consumer Disputes Redressal Commission (State Commission) for a period of five years with immediate effect :—

1. Mr. Davinder Kumar Kapoor (Retired District and Session Judge) S/o Late Sh. Ram Chand Kapoor R/o 3/135, Indira Vihar, Old Janipura, Jammu ; and
2. Ms. Sabina Jan (Advocate/Ex-Member of District Consumer Forum, Srinagar) W/o Shafat Majid Wani R/o Buchpora, Soura, Srinagar.

The appointment shall be subject to condition that the Members shall give an undertaking to the effect that he/she does not and will not have any financial or other interests as are likely to affect prejudicially his/her functions.

By order of the Government of Jammu and Kashmir.

(Sd.) SHAFIQ AHMED RAINA, IAS,

Secretary to the Government,
Department of Food, Civil Supplies
and Consumer Affairs.

EXTRAORDINARY

REGD. NO. JK—33



**THE
JAMMU & KASHMIR GOVERNMENT GAZETTE**

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Separate paging is given to this part in order that it may be filed as a separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—HEALTH AND MEDICAL EDUCATION
DEPARTMENT

Notification

Jammu, the 21st April, 2017.

SRO-192.—In exercise of the powers conferred by sub-section (2) of section 20 of Drugs and Cosmetics Act, 1940 (23 of 1940), the Government of Jammu and Kashmir hereby appoint Mrs. Kiran Pandey, Dy. Assistant Director, Central Research Institute Kasauli, District Solan, Himachal Pradesh as Government Analyst,

for the whole State of J&K in respect of following classes of drugs, namely :-

1. Sera
2. Solution of Serum Proteins intended for injection
3. Vaccines (Parenteral and Oral)
4. Toxins
5. Antigens
6. Anti toxins
7. Sterilized Surgical Ligature and Sterilized Surgical Sutures
8. Bacteriophages

By order of the Government of Jammu and Kashmir.

(Sd.) DR. M. K. BHANDARI, IAS,

Commissioner/Secretary to Government,
Health and Medical Education Department.

EXTRAORDINARY

REGD. NO. JK—33



**THE
JAMMU & KASHMIR GOVERNMENT GAZETTE**

Vol. 130] Srinagar, Fri., the 21st April, 2017/1st Vai., 1939. [No. 3-j

Separate paging is given to this part in order that it may be filed as a separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—HEALTH AND MEDICAL EDUCATION
DEPARTMENT

Notification

Jammu, the 21st April, 2017.

SRO-193.—In exercise of the powers conferred by sub-section (2) of section 20 of Drugs and Cosmetics Act, 1940 (23 of 1940), the Government of Jammu and Kashmir hereby appoint the persons specified in column (2) of the Table given below as Government Analyst for whole of the State in respect of classes of

Drugs mentioned against their names as specified in column (3) of the said Table, namely :—

TABLE

S. No.	Name, Designation and address of the Govt. Analyst	Class of Drugs
(1)	(2)	(3)
1.	Ms Kanchan Ahuja, Scientist Grade-III National Institute of Biologicals, Plot No. A-32, Sector 62, Institutional Area, Noida-201309-UP	Blood Grouping Reagents
2.	Dr. Reba Chhabra, Scientist Grade-I National Institute of Biologicals, Plot No. A-32, Sector 62, Institutional area, Noida-201309	a. Human Immunodeficiency virus. b. Hepatitis B Surface Antigen. c. Hepatitis C Virus.
3.	Dr. J. P. Prasad Scientist Grade-II National Institute of Biologicals, Plot No. A-32, Sector 62, Institutional area, Noida-201309	a. Human Albumin. b. Human Normal Immunoglobulin c. (intramuscular & Intravenous) d. Human Coagulation Factor VIII e. Human Coagulation Factor IX f. Plasma Protein Fractionation g. Fibrin Sealant Kit h. Anti Inhibitor Coagulation Complex
4.	Dr. (Mrs. Renu Jain) Scientist Grade-I	a. Recombinant Insulin and Insulin analogues.

(1)	(2)	(3)
	National Institute of Biologicals, Plot No. A-32, Sector 62, Institutional area, Noida-201309	b. R-erythropoietin (EPO) c. R-granulocyte colony stimulating Factor (G-CSF)
5.	Ms. Ajanta Sicar Scientist Grade- I National Institute of Biologicals, Plot No. A-32, Sector 62, Institutional area, Noida-201309	a. Glucose Test Strips b. Fully automated analyser based glucose reagents

By order of the Government of Jammu and Kashmir.

(Sd.) DR. M. K. BHANDARI, IAS,

Commissioner/Secretary to Government,
Health and Medical Education Department.

EXTRAORDINARY

REGD. NO. JK—33



**THE
JAMMU & KASHMIR GOVERNMENT GAZETTE**

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PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—ANIMAL/SHEEP HUSBANDRY
DEPARTMENT

Notification

Jammu, the 24th April, 2017.

SRO-198.—In exercise of the powers conferred by section 16 of Jammu and Kashmir Prevention of Cruelty to Animals Act Samvat, 1990 (1934 AD), read with SRO-57 dated 13-02-2017, the Government of Jammu and Kashmir hereby appoint the following officers/officials

2 The J&K Govt. Gazette, 24th April, 2017/4th Vai., 1939. [No. 3-o

as Inspectors for the purpose of carrying out the provisions of the said Act within the territorial jurisdiction shown against each :—

S. No.	Name of Officer	Area of jurisdiction
1.	SDM, Bhawan, SMVDSB	Whole Village Purana Daroor and Dhar, Vaishno Devi.
2.	Tehsildar, Bhawan, SMVDSB	
3.	Director, Enforcement and Security, SMVDSB	
4.	Enforcement Inspectors, SMVDSB Banganga 03	Whole Village Purana Daroor.
5.	Deputy Manager, Banganga	
6.	Enforcement Inspectors, SMVDSB	Whole Village Dhar, Vaishno Devi.
	a. Adhkuwari : 03	
	b. Sanjichhat : 01	
	c. Bhawan : 02	
7.	Deputy/Assistant/Jr. Manager, Adhkuwari. Sanjichhat, Bhawan and Bhairon Ghati.	

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. BHAGAT, IAS,

Commissioner/Secretary to the Government,
Animal/Sheep Husbandry Department.

EXTRAORDINARY

REGD. NO. JK—33



THE

JAMMU & KASHMIR GOVERNMENT GAZETTE

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PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—LABOUR AND EMPLOYMENT
DEPARTMENT

Notification

Jammu, the 27th April, 2017.

SRO-200.—In exercise of the powers conferred by section 5 of the Jammu and Kashmir Shops and Establishments Act, 1966 (Act No. XXXIX) and in partial modification of SRO Notification 394 dated 28-10-2015, the Government of Jammu and Kashmir hereby extend the term of exemption for a further period of two years w. e. f. 16-04-2017 in favour of M/s Bharti Wal-Mart (P) Ltd. located at Plot No. 425, 426, 428, Top Sherkhania, Jammu from the

provisions of section 9 and 13 of the said Act, so as to allow them to operate 24 hours a day throughout the year subject to the following conditions :-

1. The establishment shall pay additional fee equal to ten times the normal fee prescribed under rules;
2. None of the workers will be made to work beyond the prescribed spread over 08 hours a day and for this purpose roster for rotational duty shall be displayed in advance every Saturday for the coming week prominently on the notice board for information of the employees ;
3. Employees assigned duties during night hours will be paid suitable additional allowance for food and travel to and from home ;
4. Female employees will have the option to refuse/decline the night duty ;
5. Condition 2, 3&4 above shall be displayed/informed to every employee of M/s Bharti Walmart, Branch Jammu. If during inspection it is found that any of the employees is unaware about these conditions, exemption under section (5) of the J&K Shops and Establishments Act, 1966 granted would be null and void without any further notice ;
6. All other provisions of the J&K Shops and Establishments Act, 1966 and various Labour Laws will be strictly complied with ; and
7. The employees of the establishment shall have necessary Health and Medical Insurance Cover.

By order of the Government of Jammu and Kashmir.

(Sd.) GAZZANFER HUSSAIN,

Commissioner/Secretary to the Government.

EXTRAORDINARY

REGD. NO. JK—33

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—PLANNING, DEVELOPMENT AND
MONITORING DEPARTMENT
(HRM Branch)

Notification

Jammu, the 27th April, 2017.

SRO-202.—In exercise of the powers conferred by sub-section (1) of section 4 of the Jammu and Kashmir Collection of Statistics Act, 2010, the Government hereby appoint Shri Altaf Hussain Haji, Director, NSSO (FOD), Ministry of Statistics and Implementation, Government of India as “Statistics Officer” for collection of Statistics for the year 2017 in the State of Jammu and Kashmir for “Wholesale Price Index” (WPI) Series Base 2011-12, other than the matters as specified in the List I of Union List of the Seventh Schedule of the Constitution of India.

By order of the Government of Jammu and Kashmir.

(Sd.)

Financial Commissioner,
Planning, Dev. and Monitoring Department.

EXTRAORDINARY

REGD. NO. JK—33

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—PLANNING, DEVELOPMENT AND
MONITORING DEPARTMENT
(HRM Branch)

Notification

Jammu, the 27th April, 2017.

SRO-203.—In exercise the powers conferred by section 3 of the Jammu and Kashmir Collection of Statistics Act, 2010, the Government hereby notifies the collection of Statistics for the year 2017 in the State of Jammu and Kashmir for “Wholesale Price Index” (WPI) New Series Base 2011-12, other than the matters as specified in the List I-Union List of Seventh Schedule of the Constitution of India.

By order of the Government of Jammu and Kashmir.

(Sd.)

Financial Commissioner,
Planning, Dev. and Monitoring Department.

EXTRAORDINARY

REGD. NO. JK—33

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—REVENUE DEPARTMENT

Notification

Jammu, the 27th April, 2017.

SRO-205.—In exercise of the powers conferred by clause (b) of section 3 of the Jammu and Kashmir Grant of Permanent Resident Certificate (Procedure) Act, 1963 (Act No. XIII of 1963), and in supersession of all previous notifications issued in this behalf, the Government hereby appoint Sh. Rajeev Kumar Khajuria (KAS), Assistant Commissioner (Revenue), Leh to be the competent authority for the purposes of the said Act within the territorial jurisdiction of Tehsil Leh of District Leh.

By order of the Government of Jammu and Kashmir.

(Sd.) MOHAMMAD ASHRAF MIR,

Commissioner/Secretary to Government.,
Revenue Department.