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Government of Jammu and Kashmir
Public Works (R&B) Department
(HRM – Section)
Civil Secretariat, Srinagar

Subject: Acceptance of Diploma certificates acquired by Works Supervisors (Civil) and inclusion of their names in the relevant seniority list.

Government Order No. 292 –PW(R&B) of 2021

D a t e d : 28 .09. 2021

Whereas, this department has received following cases for acceptance of their Diploma in Civil Engineering and also inclusion of their names in the relevant seniority list:-

S. No	Name with designation	Date of appointment/confirmation	Date of enrolment	Name of University/Institution	Date of passing Diploma
1.	Muzaffar Ahmed Posh, Works Supervisor (Civil)	20.02.2013	08.05.2008	Institution of Civil Engineers, (India) Ludhiana	28.02.2011
2.	Kalyan Singh Sumria, Works Supervisor (Civil)	11.05.1999	14.05.2013	Institution of Civil Engineers, (India) Ludhiana	03.03.2017

Whereas, the issue with regard to the equivalence of Degrees obtained from Institution of Civil Engineers, (India) Ludhiana the matter was taken up with the AICTE for clarifications. In response the AICTE vide their communication No.NWRO/ AICTE/ Verification/ 2020-21 dated 17.03.2021, among others, has clarified as under:-

(Relevant part of clarifications)

Information sought	Reply/ clarifications of AICTE
The Institute of Civil Engineering (India) Ludhiana	The Institute of Civil Engineering (India) Ludhiana are Professional Bodies conducting technical courses and awarding associate membership to the candidates who qualify the examination conducted by them. In this regard, AICTE has issued a Circular F.No.13-56/ PC/ ODL-Mode/ AICTE/ 2020 recognition of certification awarded by Professional Bodies/ Institutions dated 23.11.2020.

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which is self explanatory. The professional societies recognized by MHRD upto 31.05.2013 were permitted to conduct section A&B exams and treated equivalent to degree upto **31.05.2013** only."

The operative part of Circular No.F.No.13-56/ PC/ ODL-Mode/ AICTE/ 2020 dated 23.11.2020 issued by the AICTE is reproduced as under:-

"It is to inform you that, AICTE in its 52nd emergent council meeting held on 03.08.2017 has recognized the courses conducted by the professional bodies/ Institutions in accordance with MHRD OM No.11-15/2011-AR (TS.II) dated 6.12.2012 for equivalence for all purposes including higher education & employment which were duly recognized by MHRD with permanent recognition upto 31.05.2013. This was informed to all professional societies and they were expected to stop registration w.e.f 01.06.2013. However, some of them did go to court and final Judgment is awaited in this regard. Thus all those students who were enrolled with these Institutions as per the above MHRD OM with permanent recognition upto 31.05.2013, stand recognized and public notice was issued on 31.10.2017 accordingly. However, AICTE recognition is not course specific and this is only the endorsement of the decision of MHRD in this regard. Hon'ble Supreme Court in its judgement dated 13.08.2019 in the case MA No.2367 of 2018 in Civil Appeal No.17922 of 2017; Institution of Mechanical Engineers V/s State of Punjab & Ors has endorsed the decision of MHRD and AICTE Public Notice issued in 2017.

Extract of Public Notice issued by the AICTE on 31.10.2017, reads as under:-
"..... Accordingly, the Council in its 52nd Emergent Meeting held on August 3, 2017 decided to recognize equivalence for all purposes including Higher Education & Employment to Technical Courses conducted by various Professional Bodies/ Institutions which were duly recognized by MHRD with permanent recognition upto 31st May 2013. Thus all those students who were enrolled with these institutions with permanent recognition upto 31.05.2013, stand recognized.

Whereas, the case was examined in light of above clarifications and Marks/ Diploma certificates of the above named officials were forwarded to the General Secretary, Institution of Civil Engineers (India) Ludhiana, Punjab vide letter No.PWD-HRM1/ 24/ 2021-05 dated 23.06.2021 for verification/ genuineness. In turn the Controller of Examination, ICE (India) vide their letter No.ICE (I) E-21/ 37302 dated 03.07.2021 has verified the diploma certificates of both the officials under membership No.50075 & 90665 respectively.

Whereas, the above incumbents have also produced undertakings affirming therein that "in case any information about their Diploma is found fraudulent/ bogus at any time during service, the same shall be deemed to be



cancelled ab-initio and action as warranted under rules shall be initiated against them in terms of J&K Civil Services (Classification, Control & Appeal) Rules, 1956".

Whereas, the case was again examined in the department and it has been observed that there is a case to accept the Diploma acquired by above incumbents and include their names at appropriate place/s in the relevant seniority list of Works Supervisors (Diploma Holders) as and when the same is notified afresh.

Whereas, a notice was issued for inviting therein objections from the members of the cadre who are likely to be affected due to decision of the department. The Chief Engineer, R&B Kashmir has intimated that no objection from any person has been received regarding proposed action of the department.

Whereas, the case has been re-examine in the department and it has been decided to accept the Diploma certificates acquired by the above named two officials, treat them as Diploma holders Works Supervisors (Civil) and include their names at appropriate place(s) in the relevant seniority list of Diploma Holders Works Supervisor (Civil) and also exclusion of their names from the relevant seniority list wherever exists.

Now, therefore, S/Sh.Muzaffar Ahmad Posh and Kalyan Singh Sumria, Works Supervisors (Civil) shall henceforth be treated as Diploma holders Works Supervisors (Civil) and subsequently their names shall be included at appropriate place/s in the relevant seniority list of Works Supervisor (Civil) Diploma Holders as and when the same is notified afresh, consequently their names shall be deemed to be deleted from the seniority list of Works Supervisor.

By order of Government of Jammu and Kashmir.

Sd/-
(Shailendra Kumar) IAS
Principal Secretary to Government

No.PWD-HRM1/24/2021/05-Deptt.of PWD R&B

Dated: 28 .09. 2021

Copy to the:-

1. Principal Secretary to Hon'ble Lieutenant Governor.
2. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
3. Director, Archives, Archaeology & Museum, J&K, Srinagar.
4. Development Commissioner Works, PW(R&B) Department.



5. Chief Engineers, PW(R&B) Department, Jammu/ Kashmir.
6. OSD to Hon'ble Advisor (B) for information of Hon'ble Advisor.
7. Private Secretary to the Principal Secretary to Government, PW(R&B) Department
8. Concerned officials.
9. Government Order file/ Monday return file
10. I/C Website, Public Works(R&B) Department.



(Rajnish Kumar) JKAS

Additional Secretary to Government
Public Works (R&B) Department

