



Government of Jammu and Kashmir
Public Works (R&B) Department
Civil Secretariat, J&K

Subject:- Treatment of period from 27.12.2021 to 09.02.2022 in favour of Er Arun Kohli, I/C AEE(Mech) as on duty instead of leave without pay and allowance- modification thereof.

Reference:

1. Government Order No. 57-PW(R&B) of 2022 dated 09.02.2022.
2. Letter No. MED/L/Tech/139-40 dated:- 22.06.2023 from Chief Engineer, MED, UT of Ladakh

Government Order No: ³¹² -PW(R&B) of 2023
Dated: 01 -08-2023

Whereas, the General Administration Department vide Government order No. 1368-JK (GAD) of 2021 dated 27.12.2021, transferred Er. Arun Kohli, I/C AEE (Mech) from Union Territory of Jammu and Kashmir to Union Territory of Ladakh.

Whereas, in Govt order No. 1368 JK (GAD) dated 27.12.2021, present place of posting of Er Arun Kohli was shown as Mech. Division RTIC Kathua, while as he was posted as Technical Officer to Executive Engineer Jal Shakti (PHE) Mech. Div. North Jammu;

Whereas, a request was made by Er Arun Kohli, I/C AEE to Commissioner/Secretary to Government General Administration Department for cancellation/ Rectification of Govt Order No.1368-JK(GAD) of 2021 dated 27.12.2021; and

Whereas, the case was then examined in the department and vide Govt. Order No. 57 PW (R&B) of 2022 dated 09.02.2022, Er Arun Kohli, I/C AEE (Mech) was relieved, with the condition that the period during which Er Arun Kohli has not joined the new place of posting from the date of issuance of Government Order NO. 1368-JK (GAD) of 2021 dated 27.12.2021, shall be treated as leave without pay and entry to this effect shall be made in his services by controlling Officers.

Whereas, feeling aggrieved of above action of the Government, Er. Arun Kohli, I/C AEE (Mech) submitted a number of representations to the higher authorities ,latest representation received from Er Arun Kohli, I/C AEE (Mech) through Chief Engineer Mechanical Engineer Department, UT of Ladakh vide No. MED/L/Tech/139-40 dated 22.06.2023 wherein he has again requested to settle his period from 27.12.2021 to 09.02.2022 as duty instead of leave without pay.

Whereas, on perusal of the above representation, Er Arun Kohli, I/C AEE (Mech) has stated that he has not disobeyed the Govt. order No. 1368 JK (GAD) dated 27.12.2022 and has intimated that when he received the order of his superiors and relieved off his duties from his previous office immediately without any further delay. He has joined

his duty at General Administration Department Ladakh on 18.02.2022 and further joined at office of Executive Engineer, Mechanical Division Leh vide Order No. 102 LAPW (R&B) of 2022 dated 17.03.2022.

Whereas, Er Arun Kohli has further intimated that during the period i.e. 27.12.2021 to 09.02.2022, he has attended his duty as Technical Officer to Executive Engineer, Jal Shakti Department, PHE Mechanical North Division Jammu and managed the work of AEE (Mech) North Divisional Stores Sub Division Jammu.

Whereas, in view of the submission made hereinabove, Er Arun Kohli, I/C AEE (Mech) has requested to kindly take lenient view in his favour and review the aforesaid para of Government order No. 57 PW (R&B) of 2022 dated 9th Feb. 2022 in his favour and treat him on duty during the period w.e.f. 27.12.2021 to 09.02.2022 instead of leave without pay keeping in view his unblemished and dedicated services which he have given to the Department and general public as per his officials capacity and release his pending arrears of salary during above said period;

Whereas, It is apt to mention here that Er Arun Kohli, I/C AEE, preferred vide his representation dated 12.05.2022 attributed his late joining at Ladakh due to the sudden demise of his Mother in Law and non availability of the Air Tickets during the period.

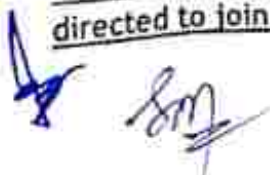
Whereas, the representation dated 12.05.2022, was examined in the department and it was decided that before considering the claim of the applicant for treating his period from 27.12.2021 to 09.02.2022 as on duty instead of leave without pay, the concerned DDO to furnish attendance certificate to the effect the Shri Arun Kohli attended his duties as TO to Executive Engineer, PHE Mech North Division Jammu.

Whereas, vide this department letter of even number dated 20.06.2022 the Executive Engineer, Jal Shakti (PHE) Mechanical, North Division, Jammu was requested to provide attendance certificate/remarks for the period i.e 27.12.2021 to 09.02.2022 in favour of Er Arun Kohli, I/C AEE(Mech) enabling this department to proceed further in the matter.

Whereas, the copy of letter was also endorsed to Er Arun Kohli, I/C AEE (Mech) for providing the copy of Joining Report submitted in the GAD, UT of Ladakh.

Whereas, in response, the Executive Engineer, Jal Shakti Mech Division, North Jammu vide his communication dated 19.07.2022 has intimate that:-

He took over the charge of this Division on 7th April, 2022 when Er. Arun Kohli I/C AEE (Mech) had already relinquished his office vide No. 30-32 dated; 14-02-2022 and joined his new place of posting in UT of Ladakh. However, after inquiring the matter regarding his attendance in this division for the period 27-12-2021 to 09-09-2022, it has come to the notice that as per transfer order Er. Arun Kohli I/C AEE (Mech) was deemed to be relieved in the ibid order but the said officer waited for clarification in the said order as his place of posting was mentioned as RTIC Mech Division Kathua instead of PHE Mech. North Division, Jammu although he was directed to join his new place of posting by the then Executive Engineer Jal Shakti



Mech Division, North Jammu but he used to visit the Division during the said period. Meanwhile a second order was issued by the PWD Department vide G.O.No.57-PW(R&B) of 2022 dated 09-02-2022 where under he was again deemed to be relieved and period w.e.f. 27-12-2021 to 09-02-2022 was treated as on leave without pay and allowances. In compliance to the second order, he joined his new place of posting of UT of Ladakh.

Whereas, Er Arun Kohli, vide his representation dated 15.07.2022 submitted the copy of Joining Report in the GAD, UT of Ladakh, whereunder he has joined his new place of posting on 18.02.2022.

Whereas, Keeping in view the above facts of the case, it has been decided to treat the period from 27.12.2021 to 09.02.2022 in favour of Er Arun Kohli, I/C AEE (Mech) as on duty instead of leave without pay and allowances as the officer was attending his duties during the above period and the delay in joining his new place of posting at Ladakh was due to the sudden demise of his Mother in Law and non availability of the Air Tickets during the period

Now, therefore, sanction is hereby accorded to the treatment of period w.e.f 27.12.2021 to 09.02.2022 (i.e from the date of issuance of Government Order No. 1368-JK(GAD) of 2021 dated 27.12.2021 to date of issuance of Government Order No. 57-PW(R&B) of 2022 dated 09.02.2022) in favour of Er Arun Kohli I/C AEE (Mech) as on duty instead of leave without pay and allowances with a strict warning to remain careful in future and follow the Government orders/instructions in letter and spirit.

By order of the Government of Jammu & Kashmir.


Sd/-

(Shailendra Kumar) IAS
Principal Secretary to the Government
Public Works(R&B) Department
Dated:- 01.08.2023

No:- PWD-GAZZ/22/2022-05

Copy to the:-

1. Principal Secretary to the Government, Jal Shakti Department.
2. Commissioner/ Secretary to the Government, General Administration Department, UT of Ladakh
3. Joint Secretary (Jammu, Kashmir and Ladakh), Ministry of Home Affairs, Government of India, New Delhi.
4. Director Achieves, Archaeology & Museums, J&K.
5. Director Finance, Public Works (R&B) Department.
6. OSD to Hon'ble Advisor (B) to Hon'ble Lt. Governor, J&K.
7. Private Secretary to Principal Secretary, Public Works, (R&B) Department
8. Concerned officer.
9. In-Charge, Website, PW(R&B) Department.
10. Government Order/Stock file file (w.2.s.c.s)


(Farooq Ahmad Malik) JKAS
Deputy Secretary to the Government
Public work (R&B) Department



