



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

Subject:- Acceptance of Degree acquired by Ms. Suhabiya, Junior Engineer (Civil) diploma holder and inclusion of her name in the seniority list of Degree holders Junior Engineer (Civil).

Government Order No. 31 -PW(R&B) of 2023
Dated: 17 -01. 2023

Whereas, as per provisions of J&K Engineering (Subordinate) Service Recruitment Rules, 1997, a Junior Engineer, Diploma holders after acquiring Degree in relevant branch of Engineering is to be treated as Degree holder for the purpose of seniority from the date of completion/ passing of Degree; and

Whereas, this department has received the case of Ms Suhabiya Junior Engineer (Civil) deputed to Science and Technology Department whose particulars are given below for acceptance of Degree and inclusion of her name in the seniority list of Degree holders Junior Engineers (Civil):-

Name	Date of appointment/ Regularization	Date of passing of degree	Name of University	Whether permission obtained (Yes/No)
Ms.Suhabiya Junior Engineer (Civil)	09.09.2015	07.03.2020	University of Kashmir	Yes, vide Govt.order No. 554-PW(R&B) of 2018 dated 22.10.2018

Whereas, the case was examined in the department and Degree/ marks certificates of the above named Engineer were forwarded to the University of Kashmir vide this department's letter dated 08.11.2021 for verification of genuineness of the Degree acquired by the said Junior Engineer. In response, the concerned University vide their communication No. F(Result-Verf./Tab) KU/18 dated 24.11.2021 has verified the degree certificate of incumbent.

Whereas, the above incumbent has also produced undertaking in the shape of affidavit dully attested by the 1st Class Magistrate affirming therein that in case any information about his Degree 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 her in terms of J&K Civil Services (Classification, Control & appeal) Rules, 1956.

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Whereas, on re-examining of the case it has been observed that there is a case to accept her Degree from the date of passing of Degree and include her name at appropriate place in the relevant seniority list of JE(Civil) Degree Holders as and when the same are notified afresh and also exclusion of her name from the seniority list of Junior Engineers (Civil- Diploma holders).

Whereas, the case was further examined in the department and a notice was issued on 19.01.2022 for inviting therein objections from the members of the cadre who are likely to be affected due to decision of the department. In response to the notice dated 19.01.2022, the Chief Engineer, R&B Kashmir vide his letter dated 26.04.2022 has forwarded a copy of complaint/ objection submitted by one Omer Rawhid, Junior Engineer (R&B) Civil against Ms. Suhabiya, JE (Civil) whereunder he has alleged/ questioned the status of legality of permission from the Department to pursue the degree and also has sought probe about her D.O.B certificate.

Whereas, the case was examined in the department and the Chief Engineer, PW(W&B) Kashmir was asked vide this department's letter dated 19.05.2022 to furnish Legible copies of DOB certificate (Matriculation diploma) and complete service book of the concerned official, besides he was also requested to check and intimate the identity of complainant who has filed objections in this regard.

Whereas, in response, the Chief Engineer, PW(R&B), Kashmir vide his letter dated 09.07.2022 has furnished copy of DOB Certificate and photocopy of service Book and also intimated that no such Junior Engineer namely Mr. Omar Rawhid, JE (Civil) (Complainant) is existing in the department and the complaint/ objection is anonymous merits no further consideration.

Whereas, the issue was thoroughly examined in the department strictly in light of relevant guidelines/ instructions relating to the disposal of anonymous/ pseudonymous complaints issued by the Government from time to time and the same was treated as pseudonymous and filed as not proved in terms of standing instructions/ guidelines on the subject with the approval of Competent Authority, besides, the same was also conveyed to the Chief Engineer, R&B Kashmir on 19.09.2022.

Whereas, the Chief Engineer R&B Kashmir vide letter No. CE/RBK/ADM/ 25852 dated 02.12.2022 again forwarded the representation of the concerned Engineer alongwith above detailed position of the case to the Administrative Department with the request that the name of the said Junior Engineer be incorporated in the seniority list of Degree holders Junior Engineers at appropriate place under rules.

Whereas, the case has been re-examined in the department and it has been decided to accept the degree acquired by the said JE from the date of passing of her Degree and include her name at appropriate place in the seniority list of Degree Holders Junior Engineers (Civil) as and when the same is notified afresh by the Administrative Department and also exclusion of her name from the seniority list of Diploma holders Junior Engineers (Civil).

Whereas, the Finance Department has issued circular instructions under endorsement No.A/HACM (2012)-PMO-49 dated 01.02.2019 clarifying therein that the advance increments to degree holders on their appointment as Junior Engineers are



available on initial appointment and not at the time of acquiring degree after entry into Government Service as Diploma holder.

Now therefore, Ms. Suhabiya, Junior Engineer (Civil (Diploma holder) shall henceforth be treated as Junior Engineer (Civil) Degree holder from the date of passing Degree and her name shall be included at appropriate place in the seniority list of Junior Engineers (Civil) Degree Holders as and when the same is notified afresh, besides, her name shall be deemed to be excluded from the seniority list of Junior Engineers (Civil) Diploma holders. However, the pay of the Engineer shall be regulated as per circular instructions issue by the Finance Department under endorsement No.A/HACM (2012)-PMO-49 dated 01.02.2019.

By order of the Government of Jammu & Kashmir.

Sd/-

(Shailendra Kumar) IAS

Principal Secretary to the Government

Public Works Department

Dated: 17.01.2023

No. PWD-HRM1/34/2021-05-Department of PWD R&B

Copy to the:-

1. Principal Secretary to Hon'ble Lieutenant Governor.
2. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
3. Director, Archives, Archaeology & Museum, J&K, Jammu.
4. Development Commissioner Works, PW(R&B) Department.
5. Chief Engineer, PW(R&B) Department 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 Engineer
9. Government Order file/ Monday return file w.2.s.c
10. I/C Website, Public Works(R&B) Department.

(Rajnish Kumar) KAS

Additional Secretary to the Government

Public Works (R&B) Department