

Government of Jammu and Kashmir
General Administration Department
(Monitoring Section)
Civil Secretariat, J&K.

O.M No.GAD-MTG0RBIV/35/2022-09-GAD-Part(3)

Dated: 03.08.2023

OFFICE MEMORANDUM

Subject: Withdrawal of posts prior to 31.10.2019- clarification thereof.

1. The Government vide Administrative Council Decision No.1/1/2022 dated 29.01.2022, has withdrawn all posts referred to JKPSC/JKSSB prior to 31.10.2019, for which selections were not finalized, including the posts in which there were litigations and the cases were pending in the Hon'ble Courts.
2. Further, the expression- 'selections not finalized' appearing in the aforesaid AC decision was clarified/explained to J&K Services Selection Board vide letter dated 03.03.2022 as under:

"the posts for which selections have not been finalized means the posts for which recommendations have not been received by the Government from the Selection Agencies"

3. After considering difficulties faced by the appointing authorities regarding recommendations already received from recruiting agencies (JKPSC/JKSSB) prior to 29.01.2022, the Administrative Council vide Decision No. 47/3/2022 date 15.03.2022, authorized issuance of appointment orders in such like cases.
4. Further, vide letter dated 12.04.2022, the JKPSC/SSB, were advised to conclude the process of release of withheld recommendations, within a period of one one month, subject to fulfillment of the following conditions:
 - i. That the post(s) are free from all encumbrances, and the J&K Services Selection Board has approved the release of recommendations in favor of these candidate(s) after satisfying itself of the eligibility condition, educational qualification possessed by the candidates, verification of reserved category certificates, verification of migrant status, residency/domicile certificates etc. as applicable.



- ii. That there are no interventions of Hon'ble Courts/Central Administrative Tribunal at present.
 - iii. All other terms and conditions for release of recommendations/appointment orders issued by the Government from time to time are followed.
 - iv. The J&K SSB shall not seek any clarification/ enter into any correspondence in respect of these particular cases from/with General Administration Department and close all such cases within above stipulated time period.
5. However, notwithstanding the above, the J&K Services Selection Board and appointing authorities, through Administrative Department have referred many such like cases to General Administration Department for opinion/advice/ clarification.
6. Therefore, all the administrative departments are, accordingly, advised:
- a. That the post for which selections have not been finalized and also the posts in respect of which there were litigation's have been withdrawn. These posts are to be treated available with the respective departments and not with the respective recruiting agencies from the date 03.02.2022 on which Administrative Council decision was conveyed to the Departments/PSC/SSB with further advice that they may urgently undertake reconciliation with J&K PSC and SSB in reference to all posts, which are hit by the above aforesaid AC decision, particularly, such posts for which selections have not been finalized and also the posts in which the departments are facing litigation.
 - b. All the Administrative Departments shall, take steps to refer such posts again to J&K Public Service Commission and J&K Service Selection Board as the case may be, under norms, after consulting Finance Department, with the approval of competent authority.

(Irfan Manzoor)

Under Secretary to the Government

Copy to:

1. Learned Advocate General, J&K
2. Financial Commissioner (Additional Chief Secretary), Home Department.

3. All Principal Secretaries to the Government.
4. All Commissioner/Secretaries to the Government.
5. Secretary, J&K Public Service Commission.
6. Secretary Service Selection Board, J&K.
7. Private Secretary to the Commissioner/Secretary to the Government GAD.
8. Stock file/Website, GAD.