

Government of Jammu & Kashmir  
Directorate of Animal Husbandry  
Jammu

No.:- DAHJ/E-2301/9120-22

Dated:- 12-11-2020

Copy of Government Order No:- 120-ASH of 2020 Dated:- 03.11.2020 received from Administrative Department is endorsed to the:-

- 1/ Chief Animal Husbandry Officer, Rajouri for information & n/action.
- 2/ Accounts Officer, Directorate of Animal Husbandry, Jammu for information & n/action.
- 3/ I/c Website, Directorate of Animal Husbandry, Jammu for information.

  
(Dr. Matloob Ahmed Tak)  
Deputy Director (AH),  
Animal Husbandry Deptt.,  
Jammu

  
12/11/2020

**Government of Jammu and Kashmir  
Animal/Sheep Husbandry and Fisheries Department.  
Civil Secretariat, Jammu.**

**Subject: - Termination of Services of Dr. Shahbaz Shah, Veterinary Assistant Surgeon, Animal Husbandry Department.**

**Government Order No: 120 - ASH of 2020  
D a t e d : 03 -11- 2020**

Whereas, Dr. Shahbaz Shah was appointed as Veterinary Assistant Surgeon in the Animal Husbandry Department, vide Government Order No. 107-ASH of 2007 dated: 06.07.2007; and

Whereas, Dr. Shahbaz Shah, VAS, proceeded on earned leave w.e.f 15.04.2014 to 13.06.2014, sanctioned by the Poultry Nutritionist, Jammu vide order No. PN/2014/67 dated 06.05.2014 in connection with renovation of his house; and

Whereas, vide office order No. 116-DAHJ of 2014 dated 05.06.2014, Dr. Shahbaz Shah was transferred and posted as VAS, ICD, Sundarbani, Rajouri and he was supposed to join his duties at ICD, Sundarbani, Rajouri; and

Whereas, Chief Animal Husbandry Officer, Rajouri, vide No. CAHOR/E-6/2016-17/767 dated 06.08.2016, has conveyed that neither Dr. Shahbaz Shah, VAS, reported to his office nor his whereabouts are known till date; and

Whereas, Director, Animal Husbandry, Jammu, vide letter Nos. DAHJ/E-2301/11317-21 dated 09.03.2017 and No. DAHJ/E-2301/623-28 dated 20.04.2017 served the notices to Dr. Shahbaz Shah, VAS, to explain the reasons for not joining at his new place of posting so far, failing which it shall be presumed that he continue to be on un-authorized absence and action under rules shall be initiated against him. The Notice No. DAHJ/E-2301/623-28 dated 20.04.2017 was also published in the "State Times Newspaper" on 24.04.2017; and

Handwritten initials and signature.

Handwritten initials and date: 28/11/2020



Whereas, in response to notice issued by Director, Animal Husbandry, Jammu, vide letter No. DAHJ/E-2301/11317-21 dated 09.03.2017, Dr. Shahbaz Shah, VAS, intimated that he was ill and not in a position to join the duties and has requested for leave on medical grounds; and

Whereas, Dr. Shahbaz Shah, VAS, was again served a notice by the Director, Animal Husbandry, Jammu vide No. DAHJ/E-2301/2222-27 dated 29.05.2017 that the reply submitted by him is not satisfactory and the leave application was returned with the instructions to justify un-authorized absence w.e.f 14.06.2014 and he was directed to report in the office of Chief Animal Husbandry Officer, Rajouri immediately, otherwise, action under rules shall be initiated against him. The same was also published in the "State Times Newspaper" on 02.06.2017; and

Whereas, Director Animal Husbandry, Jammu vide letter No. DAHJ/E-2301/1258 dated 02.06.2020 has intimated that Dr. Shahbaz Shah, VAS, is still on un-authorized absence from duty w.e.f 14.06.2014 to till date; and

Whereas, as a part of natural justice, the Department has issued a final show cause notice to Dr. Shahbaz Shah, VAS, vide letter No. ASH/AH/04/91-V dated 25.08.2020 as to why his services should not be terminated in terms of Article 128 of J&K CSRs Volume-I from the date he continued to remain on unauthorized absence from duties. It was mentioned in the said notice that his response in this regard should reach the Department, within 10 days positively from the date of issuance of the notice in the newspaper, failing which, it shall be presumed that he has nothing to say in this regard and action as warranted under rules shall be taken against him without any further notice. The Notice bearing No. ASH/AH/04/91-V dated 25.08.2020 was also published in the "Daily Suargam and Hind Samachar Newspapers" on 26.08.2020, besides, serving it through registered letter on his last known official address. But, Dr. Shahbaz Shah, VAS, did not join nor even responded; and

Whereas, rule 25 (2) of J&K Civil Services (Leave) Rules, 1979 which reads as under:-

***"Wilful absence from duty after the expiry of leave renders a Government servant liable to disciplinary action."***



Whereas, Article 128 of J&K Civil Services Regulations Volume-I envisages as under:-

***"Absence without leave or after the end of leave involves loss of appointment, except as provided in Article 203 (b) or when due to ill health in which case the absentee just produce the certificate of Medical Officer."***

Now, therefore, in terms of the provision of Article 128 of J&K Civil Services Regulations Volume-I, services of Dr. Shahbaz Shah, unauthorizedly absent, Veterinary Assistant Surgeon, Animal Husbandry Department, is hereby terminated and he is discharged from the Government service with effect from 14.06.2014.

**By Order of the Government of Jammu and Kashmir.**

**Sd/-  
(Navin K. Choudhary), IAS  
Principal Secretary to the Government,  
Animal/Sheep Husbandry & Fisheries Department.**

No: ASH/AH/04/91-IV

Dated: 03-11-2020

Copy to the:

1. Joint Secretary (J&K), Ministry of Home Affairs, Government of India, New Delhi.
2. Director, Animal Husbandry Department, Jammu/Kashmir.
3. Director Archives, Archaeology and Museums, J&K, Jammu.
4. OSD to Advisor (B) to the Hon,ble Lieutenant Governor.
5. Private Secretary to Principal Secretary to the Government, Animal/Sheep Husbandry & Fisheries Department for information of the Principal Secretary.
6. Concerned.
7. In-charge Website, Animal/Sheep Husbandry & Fisheries Department.
8. Government orders file (w.2.s.c).

  
(Romesh Kumar Giri)

**Under Secretary to the Government,  
Animal/Sheep Husbandry & Fisheries Department.**