



**JAMMU AND KASHMIR PUBLIC SERVICE COMMISSION**  
**RESHAM GARH COLONY, BAKSHI NAGAR JAMMU**

[www.jkpsc.org](http://www.jkpsc.org)

Subject: Filling up of the posts of Lecturer Medicine.

Ref: SWP No:148/2011 titled Javed Ahmad Chachoo V/S State & Ors

**Order No. 08- PSC of 2013**

**Dated: 08 .01.2013**

Whereas, the Commission vide its advertisement Notification No.04-PSC of 2010 dated:04.06.2010 & 09-PSC of 2010 dated 26.08.2010 notified 15 posts of Lecturer in Medicine in the Government Medical College, Srinagar / Jammu with the following category-wise break-up:-

Notification No: & Date	OM	RBA	ALC	ST	Total
04-PSC of 2010 dated 4.06.2010	01	01	-	-	02
09-PSC of 2010 dated 26.08.2010	07	03	02	01	13

Whereas, in response to the said Notifications 52 candidates were found eligible and called for interview; and

Whereas, the interview of eligible candidates was conducted from 10.01.2011 to 13.01,2011 at J&K Public Service Commission Office, Jammu; and

Whereas, on the basis of performance in the interview coupled with the weight-age in respect of academic merit and other related parameters, the selection list of candidates was issued vide this office Notice dated; 18.01.2011; and

Whereas one of the candidate namely Dr.Javeed Chachoo who did not find his place in the selection list filed a writ petition No: 148/2011 titled Dr.Javed Ahmad Chachoo V/S State & Others before the Honble High Court at Srinagar; and

Whereas the Hon'ble High Court while disposing of the said writ petition directed as under:-

“.....In the aforementioned backdrop, and in view of peculiar circumstances of this case and in the interest of justice, without disturbing the selection already made by the Commission, I deem it proper to direct the Commission to examine the case of the petitioner afresh after obtaining opinion from an expert body as to whether the petitioner is entitled for any marks for 15 publications, besides the experience gained by him, as is discussed herein above and if so, the petitioner should be given the requisite marks. Aand after award of such marks, if he make s the grade, he shall be considered for selection / appointment against the post which was directed to be kept vacant in terms of order dated 21.07.2011 , or against any other available vacancy. This exercise shall be done by the respondents within six weeks from today....”.

Whereas in pursuance of above court directions, the matter was examined in detail and opinion of Expert was obtained; and

Whereas, on the basis of opinion obtained from the Expert, it has been found that the petitioner was not entitled for any weightage for his publications submitted by the petitioner at the time of interview. The opinion of the expert is reproduced below:-

- I. According to rule 51 of J&K Public Service Commission Rules. 1981 “the case reports, abstracts and popular articles shall not count for weightage. The publications in indexed academic journals with a positive impact factor and regular publication alone will count for publication.
- II. Page No. 28&27 Page 28 is a copy of the acceptance for the presentation of a paper in a conference and page 27 is a copy of the abstract of the same. Thus, according to rule quoted above, it will not attract any weightage.
- III. Page No. 26& 25 It is a copy of the case report published in JK practitioner. Thus, according to rules, it does not carry any weightage.
- IV. Page No. 24 It is a copy of the acceptance of a review article which was supposed to have been published in JK practitioner of 2007. (Vol.14 issue3). The interview was held in Jan. 2011 and the candidate did not produce any copy of the paper supposed to have been published in 2007 and so it was not considered.
- V. Page No.23. It is only a letter that says that the article has been referred to the experts Editorial Committee for opinion. Thus it was rejected.
- VI. Page No.22 & 21 – These are copies of the letter by deputy editor/associate editor stating that the articles will be published in future issue. The journal had discontinued around 2008 and so these articles were not considered because they were not published and the journal had discontinued. On going through the journal (on internet) after its continuation these articles have not even appeared till date in any of the issues.
- VII. Page No.20 It is only acknowledgment of sending a manuscript in a journal. This letter does not guarantee its publication.
- VIII. Page No.19 It is a case report and so according to rule will not attract any weightage.
- IX. Page No.18 It is a print out from the internet of an acknowledgement of an article sent to the journal “Hypertension”. It does not guarantee publication of the article and so not considered.

Whereas, as per records, the petitioner has failed to produce his M.D .Degree Result Notification at the time of interview; and

Whereas, his date of result of M.D.Degree was considered as on 18.01.2005 from his Degree Certificate at the time of checking his original documents which the petitioner has agreed and signed the check list of documents ; and

Whereas experience gained by him from 1.04.2004 to 11.09.2004 was not considered for any weightage as the teaching experience if any, before post graduation shall not be considered as per recruitment rules prescribed for the post; and

Whereas, in accordance with the judgment of the Hon’ble High court and in view of records and opinion from the Expert, the petitioner is not entitled for any weightage for publications and the experience gained by him as mentioned hereinabove, in the interview.

Now, therefore, the claim of the petitioner for the post of Lecturer Medicine in Health and Medical Education was considered in light of the judgement of the Hon’ble High Court dated 31.08.2012 and after obtaining the opinion of the expert is hereby rejected in view of the merit position of petitioner which remained un-changed, and is not falling within the selection zone.

Sd/-  
(Dr. T.S.Ashok Kumar)IFS  
Secretary  
J&K Public Service Commission  
Dated: 08.01.2013