

Subject: Selection List for the post of Assistant Professor, Urdu/Literature, in Higher Education Department- Disposal of representation thereof.

Notice

Dated: 10.09.2024

Whereas, the Higher Education Department, vide letter No. HE/Coll/Coord/ Apptt/A P/2021 dated: 05.07.2021 and No. HED- GAZ/85/2022-04 dated: 13.04.2022 referred fifteen (15) posts. (OM:07, RBA:02, SC:02 ST:01, EWS:01, ALC/IB:01, PSP:01), of Assistant Professor Urdu/Literature to the J&K Public Service Commission, for selection; and,

Whereas, the posts were notified vide Notification No. 06-PSC (DR-P) of 2023 dated: 01.03.2023; and,

Whereas, the Higher Education Department, vide letter No. HED- GAZ/85/2022-04 dated: 24.03.2023, again, referred four (04) posts, (OM: 01, ST: 01, SLC:01, EWS: 01), of Assistant Professor Urdu/Literature to the J&K Public Service Commission for selection; and,

Whereas, these posts were notified vide Notification No. 17-PSC (DR-P) of 2023 dated: 15.05.2023; and,

Whereas, the written test was conducted on 27.08.2023 and the result thereof was declared, vide Notification No. PSC/Exam/S/2023/58 dated: 05.10.2023. The viva voce of candidates, who qualified the Written Test in both the Notifications was conducted on 12th & 13th of October, 2023 with the assistance of Experts from outside of the UT; and,

Whereas, the Commission, vide Notification No 82- PSC(DR-S) of 2023 dated 30.10.2023, notified the Provisional Select List with a stipulation that the select list is provisional subject to objections, if any, received within five days from the date of notification; and,

Whereas a complaint was received that the EWS category certificate issued in favour Mr. Shams-ul-Din Malik has been issued for jobs in the Central Government, as such was not entitled to apply for the jobs in UT of J&K, as he was already a resident of backward area and,

Whereas, the matter was examined and it was found that the EWS category certificate attached by Mr. Shams-ul-Din Malik with his application form has been issued by Tehsildar Chilly Pingal vide No. JK-EV-EWS/2023/01055 dated 10.02.2023, but has, subsequently, been cancelled vide letter No 69/Gen/TCP dated

23.11.2023 It was further noticed that the Deputy Commissioner, Doda has also cancelled the said EWS certificate vide order dated 22.05.2024, issued under endorsement No. 71-74/Reader/DC/D/2024; and,

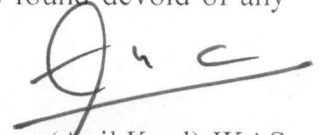
Whereas, in view of the report of the Deputy Commissioner, the candidature of Mr. Shams-Ul-Din Malik was rejected vide Notice dated 01.07.2024;and,

Whereas, Mr. Shams-Ul-Din S/o Abdul Subhan Malik, subsequently, approached the Central Administrative Tribunal Jammu with O. A No. 61/711/2024, and the Hon'ble Tribunal Jammu has passed the following directions on 12.7.2024 are as :-

“Keeping in view the limited prayer made by the learned counsel for the applicant, the OA is disposed of, at the admission stage, with direction to respondent to treat this OA as representation along with representations submitted by the applicant and decide the same by passing a reasoned and speaking order before finalizing the provisional list”

Whereas, the representation of the applicant has been further examined. The Order dated 22.05.2024 issued by the Deputy Commissioner, Doda, reveals that Mr. Shams ul Din Malik being a resident of village Hanoo Jakyas which is notified under Reserve Backward Area. as such. Mr Shams-Ul-Din belongs to Socially and Educationally Backward classes as defined under Section 2(0) of Jammu & Kashmir Reservation Act, 2004, and stands covered under the scheme of reservation. An RBA certificate has already been issued to him and as such, he was not entitled to get EWS certificate for the UT of J&K Therefore, Dy Commissioner, Doda cancelled the EWS category certificate, issued in favour of Sh. Shams-Ul-Din S/o Abdul Subhan Malik Rio Jakyas, Tehsil Chilli Pingal ab initio.

Now, therefore, the representation/claim of the Petitioner, having been considered in light of the orders dated 12.07.2024 passed by the Hon'ble Central Administrative Tribunal, Jammu, in O. A No. 61/711/2024, is found devoid of any merit, and is, hence, rejected.



(Anil Koul) JKAS
Secretary

J&K Public Service Commission

No: PSC/DR/AP- Urdu /Hr.Edu/2024

Dated: 10.09.2024

Copy to the:-

1. Principal Secretary to the Government, Higher Education Department, Civil Secretariat, J&K.
2. In-Charge website for uploading the Notice on website.
3. Notice Board, J&K PSC Srinagar/Jammu.
4. Concerned.
5. Main file.