



Government of Jammu & Kashmir
Govt. Medical College, Srinagar
98-Karan Nagar, Srinagar, J&K-190010
www.gmcs.ac.in



Subject: - Consideration Order in the case bearing O.A. NO.: 1429/2025 titled Dr. Raheel Murtaza Nazair Vs UT of J&K and Ors.

ORDER: 25 of 2026

DATED: 21.02.2026

Whereas, vide this office order No.AH/Est-I/1844-80 Dated:- 09-07-2018, Dr. Raheel Murtaza was appointed as Medical Officer (Assistant surgeon) in this institution at Govt. Bone and Joint Hospital Srinagar on Academic Arrangement Basis under SRO 384 of 2009 read with SRO 409 of 2013 for a period of initially six months or till the regular selection is made against the said posts whichever is earlier.

And Whereas, vide letter No:- AH/Est-I/2019/14359 Dated:- 12-03-2019, the extension case of the applicant among others was forwarded to the Administrative department for grant of 1st extension in his term of Academic Arrangement for further period of one year.

And Whereas, the Administrative department vide letter No. ME-GAZ-83/2019 Dated:- 13-11-2019, conveyed the confirmation/approval to the engagements made vide this office order No. AH/Est-I/1844-80 Dated:- 09-07-2018.

And Whereas, on the basis of recommendations made by the concerned Medical Superintendent and confirmation conveyed by Administrative department further extension was granted in his engagement on Academic arrangement basis under SRO 245 of 2019 Dated:- 10-01-2019 for a period of six months w.e.f 09-01-2019 to 08-07-2019 in the first instance and then one year w.e.f 09-07-2019 to 08-07-2020 vide this office order 858 of 2020 Dated:- 07-02-2020.

And Whereas, the applicant among others approached the Hon'ble High court for their extension and the Hon'ble court passed the order in the writ petition WP(C) No. 473/2020 titled Raheel Murtaza and others whereunder the respondents were directed to allow the petitioners to perform their duties till regular appointments are made in terms of SRO 384 of 2009 read with SRO 409 of 2013. Further, respondents were directed to release the salary of the petitioner, if not released.

And Whereas, vide this office order 374 AH 2020 Dated:- 24-08-2020, among others 2nd extension was granted in his favour for further period of one year from the date of expiry of previous extension w.e.f 08-07-2020 along with the direction to the concerned



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DDO/s that before releasing the salary of the said Medical Officers they shall deposit undertaking to the effect.

And Whereas, the Administrative department vide Letter No. ME-Gztd/15/2022 Dated:- 03-08-2022 granted the extension of his tenure (beyond three years) among others w.e.f 09-07-2021.

And Whereas, vide this office order No. 528-AH of 2022 Dated:- 24-09-2022, 4th extension was granted in his favour for a further period of one year w.e.f 09-07-2022.

And Whereas, the applicant left the job/department on 29-11-2022 for pursuing further studies of his professional line without intimating /seeking permission from the authorities.

And Whereas; the applicant has approached Hon'ble Central Administrative Tribunal Srinagar Bench, Srinagar in O.A NO. 1429 of 2025 praying for the following relief in the instant petition

1. Direct the respondents to consider and decide the Applicant's representation seeking joining back forthwith, and permit him to resume duties against the post of Assistant surgeon.
2. Direct the respondents to allow the applicant to join on humanitarian grounds, in view of the fact that he is on the verge of becoming overage for Government service despite possessing MBBS+MD and prior experience.
3. Direct the respondents to consider the Applicants case strictly in light of the interim order Dated:- 24-02-2020 passed by the Hon'ble High Court.

And Whereas; the Hon'ble Central Administrative Tribunal Srinagar Bench, Srinagar has disposed off the instant petition vide judgment Dated 12th of December of 2025 with the direction to this institution, the operative portion of which reads as under:-

"The O.A is disposed of with a direction that the respondents shall treat this O.A as representation along with all the other representations filed by the applicant before the competent authority, who are directed to decide the case of the applicant in accordance with law, keeping in view the applicants entitlements and merits of the case. The above exercise shall be done by passing a speaking order within a period of eight weeks from the date a certified copy of this order is served upon the respondents. Needless to mention that this court has not expressed any opinion on the merits or otherwise of the case."

Since the applicant/petitioner was engaged on Academic Arrangement basis in terms of SRO 384 of 2009 read with SRO 409 of 2013 read with SO 364 of 2020 Dated:-



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27-11-2020, there is no provision for grant of study leave in favour of the Medical Officers engaged on Academic arrangement basis as it is purely temporary arrangement to bridge gap of dearth of staff.

Now therefore, in view of the above the applicant had left his job on his own accountability and his prayer is devoid of merits and hence rejected.


(Prof. Dr. Iffat Hassan Shah)
Principal/Dean
Govt. Medical College,
Srinagar.

Dated: 21/02/2026

No. 472-477

Copy to:

1. Secretary to the Government, Health and Medical Education Department, Civil Secretariat Srinagar/Jammu, for information.
2. Principal/Dean, Govt. Medical College, Srinagar, for information.
3. Syed Musaib, Dy. Advocate General, standing Counsel for Health and Medical Education Department at Hon'ble Central Administrative Tribunal at Srinagar, for information.
4. In-charge I.T section, with the request to upload the order on official website of this institute.
5. Concerned Doctor/Petitioner for information.