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21-12-21
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Government of Jammu and Kashmir
Health and Medical Education Department
Civil Secretariat, Jammu/Srinagar

Adm. Officer
Kashub
21/12/21
PMC

Subject:- Termination of Services of Dr. Omar Sharief Kirmani, Associate Professor, Department of Radio-Diagnosis & Imaging, Government Medical College Srinagar.

Reference:- GS-MC/Assoc/RD/2094 dated 09.10.2021 from Principal, Government Medical College, Srinagar.

Government Order No. 709 - JK(HME) of 2021
D a t e d : 21 - 12 - 2021

WHEREAS, Dr. Omar Sharief Kirmani, Associate Professor in the Department of Radio Diagnosis, Government Medical College, Srinagar, proceeded on 60 days earned leave w.e.f 03.10.2017, sanctioned by the Principal Government Medical College Srinagar vide Office Order No. 184-GS of 2017 dated 03.11.2017, with the condition that he will not extend his leave further and was supposed to resume his duties on 03.12.2017. However, instead of joining on the expiry of the said leave, he applied for further 02 years leave, whatsoever kind due to him, citing the Education of his children as the reason for grant of this leave;

AND WHEREAS, the Principal, GMC, Srinagar, in the interest of academic activities and patient care services, rejected the request of Dr. Omar Sharief Kirmani for extension of leave and accordingly a notice was served upon him, vide No. GS/MC/Assoc/RD/1617-22 dated 22.12.2017, through print media, published in Kashmir Images on 25.12.2017, whereunder Dr. Omar Sharief Kirmani was directed to resume his duties within a week's time. However, the doctor ignored the notice and did not join his duties nor did he respond to the notice;

AND WHEREAS, on 16.03.2018, the Principal Government Medical College, Srinagar issued another notice to Dr. Omar Sharief Kirmani through print media, for resumption of his duties, within a period of 07 days, with the directions that in case of his failure to resume the duties, his case will be referred to the Administrative Department for further course of action, in light of Article 128 of J&K;

AND WHEREAS, Dr. Omar Sharief Kirmani, in response to the notice submitted his reply via mail wherein he stated that it is not possible for him to resume his duties due to the Education of his children and emphasized that leave applied for by him for 02 years may be sanctioned in his favour;

AND WHEREAS, the Principal Government Medical College, Srinagar vide letter dated 06.04.2018 recommended to the Administrative Department that extraordinary leave (sabbatical leave on the analogy of SKIMS, Soura) for 02 years may be sanctioned in favour of Dr. Omar Sharief Kirmani, without pay & allowances, in view of urgency expressed by the said doctor;

AND WHEREAS, the case was examined in the Health & Medical Education Department and vide letter dated 31.07.2018 the Principal, Government Medical College, Srinagar was requested to furnish some information/documents related to the case;

AND WHEREAS, the Principal Government Medical College Srinagar, vide letters dated 09.08.2019 & 16.11.2019 informed that the said doctor did not bother to respond to the requests with regard to furnishing of the related information sought from him via email, which clearly indicates that he is not interested to re-join his duties/serve the Institution and further stated that his un-authorized absence w.e.f. 02.12.2017 has caused a lot of inconvenience in respect of patient care management as well as academic activities of the Department and has also un-necessarily blocked promotion avenues of his juniors and recommended that action as warranted under Article-128 of J&K CSR may be initiated against him;

AND WHEREAS, vide Government Order No. 290-JK(HME) of 2020 dated 18.03.2020, Dr. Waseem Qureshi, Registrar Academics, Government Medical College, Srinagar was appointed as inquiry Officer to enquire into the unauthorized absence of Dr. Omar Sharief Kirmani, Associate Professor, Department of Radio Diagnosis, GMC, Srinagar and Mr. Fayaz Ahmad Bhat Administrative Officer, Government Medical College Srinagar was nominated as a Presenting Officer on the Inquiry;

AND WHEREAS, the Principal, Government Medical College, Srinagar, vide communication No. GS-MC/Assoc/RD/2094 dated 09.10.2021, forwarded the enquiry report submitted by the Inquiry officer, conducted into the unauthorized absence of Dr. Omar Sharief Kirmani;

AND WHEREAS, the Inquiry Officer in his report has stated that a notice was issued to Dr. Omar Sharief Kirmani and was got published in the daily 'Greater Kashmir' dated 23.07.2020, asking him to appear before the Inquiry Officer to present his case, failing which it shall be presumed that he has nothing to say in the matter. However, the said

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doctor responded through e-mail stating that it was not possible for him to appear in person because of restrictions on travel and for safety concerns;

AND WHEREAS, from the report of the Inquiry Officer, it has become clear that the doctor has left the country and is not interested to resume his duties in Government Medical College, Srinagar;

AND WHEREAS, the case has been examined further in light of the report of the Inquiry Officer and also in light Article 128 of the Jammu & Kashmir, Civil Service Regulations, Volume-I and it has been decided to terminate the services of Dr. Omar Sharief Kirmani, Associate Professor in the discipline of Radio Diagnosis & Imaging, Government Medical College, Srinagar;

Now, therefore, the services of **Dr. Omar Sharief Kirmani, Associate Professor in the discipline of Radio Diagnosis & Imaging, Government Medical College, Srinagar, S/O Mohammad Sharief Kirmani R/O New Colony Nigeen, Srinagar** are terminated with immediate effect.

By order of the Government of Jammu & Kashmir.

Sd/-

(Vivek Bharadwaj) IAS

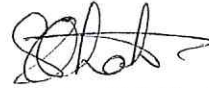
Additional Chief Secretary
Health & Medical Education Department

No:- ME-Gztd-272/2021(e-office)

Dated : 2) -12-2021

Copy to the :-

1. Principal Secretary to the Lieutenant Governor, J&K.
2. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
3. Principal, Government Medical College, Srinagar.
4. Director, Archives, Archaeology and Museums, J&K.
5. OSD to Advisor(B) (In charge, Health & Medical Education).
6. Private Secretary to the Additional Chief Secretary, Health & Medical Education Department.
7. Concerned.
8. I/C Website.
9. Government Order File/Stock File/Monday Return File.



(Nasir Bilal Shah)

Under Secretary to the Government
Health & Medical Education Department



NO: GS-MC/ASOC/RD/GO/2021/2645-47 Dt 28 -12-2021.

Copy to the:-

- 1) HOD Radiodiagnosis & Imaging, GMC, Sgs.
- 2) Chief Accounts officer, GMC, Sgs.
- 3) I/c website of college.

Jarab
(Adm. off) 28/12/21