

GOVERNMENT OF JAMMU AND KASHMIR
J&K SERVICES SELECTION BOARD
CPO Chowk Panjithriti, Jammu/ Zam Zam Building, Rambagh
Srinagar
(www.jkssb.nic.in)

Order No. 208 SSB of 2023

Dated: 27.09.2023

**Subject: OA No. 678/2023 titled Aabid Bashir Shan vs. UT of J&K
and Ors. - Consideration Order thereof.**

Whereas, the applicant has filed an Original Application OA bearing OA No. 678/2023 before the Hon'ble Central Administrative Tribunal (CAT) Srinagar Bench, Srinagar and upon consideration of the matter on 28.08.2023, Hon'ble CAT was pleased to pass the orders, the operative portion whereof at paragraphs 6 and 7 reads as under:

"6. In view of the limited prayer made by the Learned Counsel for the applicant, the respondents are directed to consider the representation dated 15.07.2023, filed by the applicant within a period of four weeks from today for permitting him to submit online preferences & document for verification, in accordance with rules, by passing a speaking and reasoned order.

7. With this, OA No: 678/2023 is disposed of accordingly."

Whereas, having regard to the orders passed by the Hon'ble Central Administrative Tribunal (CAT), the case of the applicant has been examined in the Jammu and Kashmir Services Selection Board (JKSSB); and

Whereas, during the course of examination the factual position which has emerged is noted as under:

1. The perusal of the available records may indicate that the applicant has not submitted any representation dated 15.07.2023, in JKSSB as same is not forth coming from the available records. Therefore, this assertion of the applicant is factually incorrect.

2. Assuming for a while but not admitting, applicant has submitted the representation dated 15.07.2023, however, the assumption is belied by the fact that JKSSB conducted Document Verification (DV) for the post of Driver from 10.07.2023 to 14.07.2023 as also opportunity has been granted to those left out candidates who have missed their DV on the above mentioned dates by notifying and conducting a Supplementary Document Verification on 25.07.2023 in the interests of justice.

3. It was explicitly mentioned in the Supplementary DV Notice that no further claim shall be undertaken at any belated stage regarding the DV.

4. JKSSB has considered all such representations which have come up for consideration in the intervening period and as a matter of course there was no reason for JKSSB to decline the consideration of the applicant's representation.

5. Applicant has misled the Hon'ble CAT by attaching a representation dated 15.07.2023 as an annexure to the OA and creating an impression that he has submitted the said representation in the Board which is not corroborated from the records. It is an after thought on part of applicant.

6. That in terms of Regulation 49 of the Jammu and Kashmir Services Selection Board (Business and Procedure) Regulations, 2022 it is provided as under:

" the candidates who fail to appear before the DVC on their fixed date shall forfeit their right to consideration for selection".

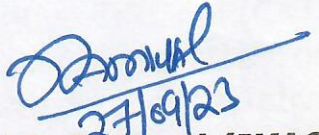
7. That the applicant has also failed to avail the opportunity as provided by the Board by conducting a supplementary DV on 25.07.2023.

8. That DV has assumed a significance given the participation of large number of candidates striving for few posts and in the event, the process is kept wide open to the whim of the candidates, each and every selection may remain inconclusive. Document Verification in a way is crucial and quint essential.

Whereas, the allegations contained in the representation dated 15.07.2023 are not supported by the records, neither in the representation is reflected such a medical condition or infirmity which might otherwise have prevented the applicant to appear before the Document Verification Committee (DVC)

Now, therefore, in view of above, and with due deference to the orders passed by the Hon'ble Central Administrative Tribunal, representation dated 15.07.2023 attached by the applicant as an Annexure to the OA, the case of the applicant has been examined and upon consideration is found factually incorrect, devoid of any merit and is disposed of accordingly, as rejected.

By Order


27/09/23

Sachin Jamwal (JKAS)

Secretary

J&K Services Selection Board

Srinagar/ Jammu

No: JKSSB-LEG/280/2023-03 (E7277046)/1182-84 Dated: 27.09.2023

Copy to the:

1. Commissioner/ Secretary to the Government, General Administration Department, Civil Secretariat, Srinagar/ Jammu for information.
2. Mr. Bikramdeep Singh, Learned, Deputy Advocate General, JKSSB for information
3. Private Secretary to the Chairman, JKSSB for the information of the Chairman.