



# Government of Jammu and Kashmir

Government Medical College Srinagar  
10-Karan Nagar, Srinagar, J&K-190010



Subject: **Seniority list of Store Unit-Objections thereof**  
Reference: Govt. Order No. 34-HME of 2018 Dated: 11-01-2018 and;  
ME-NG/82/2023-02 Dated 31-07-2023

## CIRCULAR

Whereas, the cadres namely (Ministerial/Store/Faculty/Tehvildar) were grouped into one cadre till 2018 as per the then Govt. Recruitment Rules notified vide Govt. Order No. 26-HME of 2006 Dated: 19-01-2006.

Whereas, in 2018, vide Govt. Order No. 34-HME of 2018 Dated: 11-01-2018 the above cadres were bifurcated into two units viz., Ministerial unit and Store unit.

Whereas, upto 2019 promotions accrued to all the persons on the basis of seniority against any of the post falling in the feeding cadre (Senior Assistant/Assistant Store Keeper/General Store keeper/Faculty Assistant/Head Assistant/Head Cashier).

Whereas, though real bifurcation was not conducted in the year 2018, however in the year 2019, promotions were granted to the eligible persons of that time viz., Jr. Assistants to Assistant Store Keeper, Sr. Assistants to General Store and Head Assistants to Store Officer without obtaining options for change of nomenclature/cadre, solely for the adjustment of salary.

Whereas DPC meeting was held on 12 and 13 February, 2021 wherein sanction was accorded to the persons who were promoted, placed and confirmed from ministerial unit as Assistant Store Keepers, General Store Keeper and Store Officer resulting in disturbance in seniority with stagnation to senior members.

Whereas, accordingly circular instructions were issued to all Medical Superintendents/ Controlling Officers for furnishing the options from interested Sr. Assistants for placement in Store unit. In response (12) applications were received along with all documents viz., 1<sup>st</sup> Class Judicial magistrate affidavit duly forwarded by their respective DDO's/Controlling Officers.

Whereas, a committee was constituted to look after the grievances put forward by the Senior Assistant(s) regarding their placement as General Store Keeper. The remarks/comments furnished by Senior Law Officer are given as:

"As desired in the meeting held on 26-07-2021, file was examined and following position came to fore. Under and in terms of Recruitment Rules notified vide G.O. No. 26-HME of 2006 dated 16-01-2006, there were three posts in the feeder cadre viz., Senior Assistant, Tehvildar and Junior Store Keeper, for promotion to the higher posts of Head Assistant/Head Cashier/Faculty Assistant/General Store Keeper. As per the aforesaid Recruitment Rules, promotions to the posts of Head Assistant/Head Cashier/Faculty Assistant/General Store Keeper were being considered by clubbing all the posts in the feeding cadre and maintaining a common seniority list. The above stated position makes it emphatically clear that any employee having been promoted as Senior Assistant had also a right to be considered for promotion to the post of

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General Store Keeper, although, strictly as per seniority and subject to the availability of vacancy and attainment of eligibility, which requires no further elucidation.

It is noteworthy that the ministerial cadre was subsequently bifurcated into Ministerial Unit and Store Unit vide G.O. No. 34-HME of 2018 dated 11-01-2018. Therefore, the moot point that emanates for consideration in the present case is whether or not, Senior Assistant can be considered for promotion in the store unit post bifurcation of the ministerial cadre. The answer has to be in affirmative, although, subject to certain conditions that are discussed hereinafter. It is no longer *res integra* that right to be considered for promotion is a fundamental right. Therefore, this right to be considered for promotion, if the vacancy exists and if the person is eligible, can be said to be a vested right, which cannot be deprived by amendment of service rules.

Thus, if there were eligible candidates for promotion to the post of General Store Keeper before new service rules came into force as on 2018 and if the vacancies existed prior to the bifurcation of ministerial cadre, such candidates will have a fundamental right to be considered for promotion to the post of General Store Keeper under the old recruitment rules that were in operation at the relevant point in time.

Whereas, DPC asked the section to undertake an exercise on the above lines and in case, it is established that a right had accrued in favour of any candidate working as Senior Assistant, for his promotion to the post of General Store Keeper i.e., person had acquired requisite eligibility prior to the aforesaid bifurcation and vacancy also existed prior to the bifurcation, only those cases, of course, strictly as per seniority and where the candidate has opted for Store Unit can subsequently be placed before DPC, for consideration.

Whereas, 4 members were fulfilling the eligibility criteria for promotion as General Store Keeper viz., Mr. Fayaz Ahmad Patloo, Mr. Zahoor Ahmad Dar, Mr. Riyaz Ahmad Beigh and Ms. Asmat Jan in terms of Seniority and requisite service.

Whereas in the meantime Mr. Fayaz Ahmad Patloo was promoted as Head Assistant and Ms. Asmat Jan stands superannuated leaving Mr. Zahoor Ah. Dar & Mr. Riyaz Ahmad Beigh only candidates eligible for promotion/ placement in Store Unit as General Store Keeper as per the opinion framed by legal section and in view of the services rendered and seniority.

Whereas, Mr. Zahoor Ah Dar and Mr. Riyaz Ah Beigh were also recommended in terms of SLO observations for promotion as General Store Keeper and their case was still hanging and has not been decided till date. Accordingly, the case was referred to Legal section for definite remarks/ comments which is reproduced as under:

"Perused the official record of the file, it has been found matter involves complicity, may please take up the matter with the Administrative Department for further instructions/ opinion /suggestion how to proceed ahead in the matter"

Whereas, the case was referred to Administrative Department vide communication No: AH/Est-II/MC/2023/995-96 Dated: 20-02-2023 for want of clarification who in response vide letter No. ME-NG/82/2023-02 Dated: 31-

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07-2023 has sought clarification from our department for non-implementation of Govt. Order No. 34-HME of 2018 Dated: 11-01-2018.

Now, in order to settle down the issue once for all and in the interest of administration and smooth implementation of Govt. Order No. 34-HME of 2018 Dated: 11-01-2018 and in light of the communication received by the Administrative Department vide No. ME-NG/82/2023-02 Dated 31-07-2023, Mr. Zahoor Ahmad Dar and Mr. Riyaz Ahmad Beigh shall be incorporated in the seniority list of Store Unit to avoid seniority disputes/litigation among the cadre. Besides, to utilize the services strictly as per the nomenclature for smooth disposal of store services and in the greater interest of hospital/general administration. The separate seniority shall be framed henceforth in respect of store unit and no claim whatsoever shall be entertained for change of cadre from Ministerial to store cadre and vice versa.

Any official aggrieved with the position assigned to aforesaid officials as per their seniority should file his/her objections with sufficient documentary proof within a period of 06 days from the date of issuance of this Circular.

All controlling Officers shall urgently report variation, if any, found regarding their establishment and also ensure proper circulation of the copy of circular to each official(s) borne on his/her establishment.

The Circular is also available on the official website of GMC Srinagar i.e., [www.gmcs.edu.in](http://www.gmcs.edu.in).

  
**Mohammad Ashraf Hakak [JKAS]**  
Administrator,  
Associated Hospitals Srinagar

No. AH-09/EST-I/2024/9153-61

Dated: 25/03/2024

Copy to the:

1. H.O.D. \_\_\_\_\_, Govt. Medical College Srinagar
2. Medical Superintendent \_\_\_\_\_ Hospital Srinagar
3. Principal, B.Sc College of Nursing, GMC Srinagar
4. Chief Accounts Officer, GMC Srinagar
5. Administrative Officer, Govt. Medical College Srinagar
6. Accounts Officer, Associated Hospitals Srinagar
7. Block Medical Officer, Hazratbal Srinagar
8. Assistant Legal Remembrancer, Govt. Medical College Srinagar
9. Incharge I.T. Section, GMC Srinagar with the directions to upload the circular on official website



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Subject: Tentative Seniority list of Store Cadre [Store Officer in the pay Level-7 (44900-142400), General Store Keeper in the pay Level-6B (35600-112800), Assistant Store Keeper in the pay Level-5 (29200-92300) of Government Medical College and Its Associated Hospitals Srinagar

Annexure to Circular issued vide No. AH-09/EST-I/2024/

Dated: / /2024

**Store Officer: Level-7 [44900-142400]**

S.No	Name of the official	Date of birth	Date of promotion as General Store Keeper	Date of promotion as Store Officer	Present place of posting	DDO/Controlling Officer
1.	Jehan Ara	03-05-1966	31-08-2020	17-02-2024	Govt. SMHS Hospital Srinagar	Chief Accounts Officer, GMC Srinagar

**General Store Keeper: Level-6B (35600-112800)**

S.No	Name of the official	Date of birth	Date of promotion as Assistant Store Keeper	Date of promotion as General Store Keeper	Present place of posting	DDO/Controlling Officer
1.	--	--	--	--	--	--

**Assistant Store Keeper and Senior Assistant: Level-5 (29200-92300)**

S.No	Name of the official	Date of birth	Date of promotion as Junior Assistant	Date of promotion as Assistant Store Keeper and Senior Assistant	Present place of posting	Remarks
1.	Zahoor Ahmad Dar	01-02-1982	15-06-2000	18-03-2011	Govt. SMHS Hospital Srinagar	Currently in Ministerial Unit
2.	Riyaz Ahmad Beigh	01-01-1973	03-11-2000	21-06-2013	GMC Srinagar (Paramedical Council)	-do-
3.	Kulsooma	21-06-1968	02-05-2011	27-05-2019	Govt. Super specialty Hospital Srinagar	Currently in Store Unit
4.	Peer Nazneen	11-05-1965	02-05-2011	27-05-2019	Govt. Super specialty Hospital Srinagar	-do-
5.	Shagufta Rashid	15-10-1975	02-05-2011	27-05-2019	Estates Section, GMC Srinagar	-do-
6.	Fida Mohammad	09-11-1970	26-06-2012	27-05-2019	Govt. Super specialty Hospital Srinagar	-do-
7.	Madina Urfi	01-05-1968	26-06-2012	27-05-2019	GMC Srinagar	-do-
8.	Farooq Ahmad Shah	19-04-1974	04-01-2014	05-12-2020	Govt. C.D. Hospital Srinagar	-do-
9.	Neelofar	29-09-1970	04-01-2014	05-12-2020	Govt. SMHS Hospital Srinagar	-do-
10.	Adil Mudasar	20-01-1987	04-01-2014	05-12-2020	Govt. Super specialty Hospital Srinagar	-do-

Mohammad Ashraf Hakak [JKAS]  
Administrator,  
Associated Hospitals Srinagar

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