

Government of Jammu and Kashmir
Directorate of School Education Kashmir

Subject: - Regularization of Rehbar-e-Taleems.

ORDER NO: 238 DSEK OF 2022
DATED: 18 / 103 / 2022

As approved by Divisional Level Regularization Committee in its meeting held on 3.3.2022 and in pursuance of Government Order No's:549-Edu of 2005 Dated 22-08-2005, 368-Edu of 2017 Dated: 29-06-2017 and communication/s from concerned Chief Education Officers, sanction-is accorded to the regularization of below mentioned ReTs in the pay scale of **Rs.5200-20200** with grade pay of **Rs.2800/-** for graduates and above, and **Rs.5200-20200** with grade pay of **Rs.2400/-** for under- graduates (pre-revised):

S. No	District	Zone	Name of ReT	Parentage	Residence	School in which engaged	Qual. at the time of engagement	Date of Birth	Date of engagement as ReT	Date from which regularized	Nature of vacancy
1	Baramulla	Wagoora	Kounsar Jabeen	Ali Mohd Teli	Vizer	GMS Vizer	B.A M.Ed	22.03.1988	23.06.2014	23.06.2019	Normal
2	Budgam	Soibugh	Manzoor Ahmad Ganie	Sona Ullah Ganie	Nadigam	MS Nadigam	B.A	02.02.1979	11.06.2013	11.06.2018	SSA
3	Budgam	Khansahib	Gh.Hassan Rather	Baker Ali Rather	Batapora	MS Bughchill	10+2	10.01.1989	11.06.2014	11.06.2019	SSA

It is further ordered that the concerned Chief Education Officers shall issue the formal orders of the ReTs after ensuring that the candidate(s) is/are fulfilling all the conditions mentioned below:-

- That the **Rehbar-e-Taleem/s** has/have completed five years continuous/ un-interrupted service and was/were engaged genuinely;
 - That the work and conduct of the **Rehbar-e-Taleem/s** has / have remained satisfactory for the last five years which shall be certified by the Village Education Committee concerned in association with the respective Zonal Education Officer/ Head of the Institution /Chief Education Officer, as the case may be;
 - That the **Rehbar-e-Taleem/s** possesses the minimum prescribed qualification for appointment at the time of initial appointment as ReT through J&K Board of School Education Kashmir or any recognized Board/University **and has not obtained any qualification/degree (s) through study centre /Tuck shop;**
 - That none of the **ReT(s)** has/have remained on the rolls of any college /Institution during five years of honorarium service;
 - That the **Rehbar-e-Taleem/s** has/have maintained a close rapport with the local community in helping to promote accountability and quality;
 - That the **Rehbar-e-Taleem/s** contribution in universal enrolment and retention of children has been satisfactory;
 - That the CEO/DDO concerned shall ensure that the maternity leave, if any; availed by the female **ReT during 5- years** honorarium service, which has not been reported/reflected earlier is entered in the service book of such **ReT(s)** whose regularization has been considered;
 - That the **CEO/DDO** concerned are personally responsible to verify following original testimonials and ensure that the **ReT** fulfils all the conditions as laid down in the above quoted Govt. Orders before giving effect to this order :-
 - Academic qualification certificate.
 - Physical fitness certificate issued by concerned Chief Medical Officer
 - DOB as per matriculation certificate issued by J&K Bose/ CBSE.
 - Permanent Residence Certificate issued by competent authority
 - No loan certificate from DIC and Dy. Director employment /Director EDI.Character/ Antecedents verification certificate from IGP, CID.
 - In case of adverse report from CID, the regularization of the candidate shall be deemed to have been cancelled in abinitio.
 - The regularization of the ReT (s) shall be governed by the **"new pension scheme"** as per SRO-400 of 2009 Dated 24-12-2009
 - Reserve category certificate, if appointed under reserved category.
 - If on verification, the certificates produced by the ReT are proved fake or forged, the engagement / regularization shall be deemed to have been cancelled in abinitio.
 - That the candidates (**ReTs**) if appointed during winter breaks be dealt in terms of circular instructions issued by this Directorate vide No. Estt-III/B-Trs/ReT/Misc/99/28/1828 Dated 08-06-2010.
 - As a matter of policy and consistent with academic imperatives in respective schools, the **Rehbar-e-Taleem/s** so regularized shall not be transferred/ deployed/ attached/deputed.
 - **That no arrears shall be paid unless funds for the purpose are released by the competent authority under relevant head.**
- This order is issued without prejudice to any writ petition/suit if any **pending/ subjudice** in the **Hon'ble High Court** or **any other court of law which is not within the knowledge of this Directorate.**

Sd/-
Director School Education
Kashmir

No:- DSEK/SSA/ReT/Reg/Bla/Bud/10-13/2022
Copy to the:-

Dated: 18 / 103 / 2022

- 1) Principal Secretary to Government School Education Department, Civil Secretariat Srinagar/Jammu for information.
- 2) Chief Education Officer, **Budgam/Baramulla**, for information and necessary action. In case any variation / discrepancy is detected in the particulars of **Rehbar-e-Taleem/s** so regularized, the order shall not be given effect and the same should be referred to Directorate **within 15 days** and no claim shall be entertained after **stipulated period.**
- 3) Order/Stock file.

Joint Director (Samagra)
Directorate of School Education
Kashmir

GOVERNMENT OF JAMMU AND KASHMIR
DIRECTORATE OF SCHOOL EDUCATION
KASHMIR

Sub: Regularization of Syed Akhtar Ali ReT MS Bhat Mohalla Zone Sumbal.

Ref: Chief Education Officer Bandipora's NO: CEO/Bpr/Leg/018/4108 dated: 18.12.2018.

ORDER NO; 239 DSEK OF 2022
D A T E D; 18 / 1 / 2022

- 1- Whereas, Primary School Bhat Mohalla has been upgraded to the level of Middle School and two posts of Teachers under SSA were sanctioned to the said school;
- 2- Whereas the applications were invited from the eligible candidates through print media on 4.4.2010 on revenue village basis
- 3- Whereas a panel of eligible candidates was framed by VLC concerned headed by ZEO in order of merit and furnished to the selection committee as per G.O NO;597 Edu of 2003 dated:2.6.2003;
- 4- Whereas 04 candidates applied for the said post and Mr.Syed Akhter Ali figuring at S.NO:2 of the master panel was engaged as ReT against the **Science slot**;
- 5- Whereas one candidate namely **Mr.Mohamad Altaf Dar** figuring at S.NO:01 of the master panel challenged the selection of Mr.Syed Akhtar Ali before the Hon'ble High court by way of writ petition bearing SWP NO:1247/2012 titled Mohd Altaf Dar V/ State and others;
- 6- Whereas Hon'ble court directed the Revenue Department to constitute an inquiry to ascertain whether Bhat Mohalla is separate habitation or part of Gunchipora
- 7- Whereas the enquiry officer reported that Bhat Mohallah is not a separate habitation, but Gunchipora constitutes a separate habitation and Bhat Mohalla is a part of habitation Gunchipora;
- 8- Whereas the Hon'ble High court vide order dated 17.11.2016 in SWP NO: 1779/2016 while disposing of the writ petition directed the respondent:02(DSEK) to take decision on the report of DC Bandipora after hearing both the parties;
- 9- Whereas the petitioner also filed a contempt petition bearing NO:323/2017 and respondent NO:02 was directed by the Hon'ble High court to consider the engagement of the petitioner in accordance with the relevant norms (unless proven otherwise by the petitioner alongwith the supporting documentary proof and the compliance report was accordingly filed in contempt petition by the DSEK.
- 10- Whereas the Hon'ble High court directed respondent NO: 02 for filing of fresh compliance report. The same was filed in the instant contempt petition came to be disposed of by the Hon'ble court vide order dated:14.8.2018, the operative portion of the same is reproduced as under:

"...since consideration has been accorded to the claim of the petitioner by the respondents and the case of the petitioner has been found to be meritless, therefore, the contempt proceedings are closed. However, the petitioner shall be at liberty to work out the remedy, whatever may be available to him..."
- 11- Whereas, the file of Mr.Syed Akhtar Ali ReT was finally submitted to this directorate by the Chief Education Officer Bandipora for processing the case of the petitioner for his regularization after completing five (05) years regular honorarium service;
- 12- Whereas; as per legal opinion has been sought from the legal section which reveals as under
"...presently there is no legal impediment in regularizing the services of respondent NO: 05 (Syed Akhtar Ali) as RReT provided he is satisfying other conditions required for such regularization under rules/norms..."
- 14- Whereas this office has received Administrative approval vide letter dated:18.10.2019 with the direction to "...settle the issue of Mr.Syed Akhtar Ali ReT for regularization of his services as RRET if he has completed 05 years of services as ReT and is eligible for such regularization..."
- 15- Whereas the case of Syed Akhtar Ali was put before the committee members constituted for scrutiny of the eligible un-regularized ReTs has also cleared the regularization of the ReT;
- 16- The Administrative Department has again recommended the case for regularization of the incumbent vide communication bearing NO: Edu/Legal/K/ 72/2019 dated: 27.5.2020;

(P-02)

Now, therefore, in pursuance of Government Order No's:549-Edu of 2005 Dated 22-08-2005, 368-Edu of 2017 Dated: 29-06-2017 and communication of Chief Education Officer and in compliance to the instructions of the Administrative Department communicated vide letter dated:18.10.2019 and letter NO:Edu/Legal/K/72/2019 dated:27.5.2020 Mr.Syed Akhter Ali ReT MS Bhat Mohalla is regularized in the pay scale of Rs.5200-20200 with grade pay of Rs.2400 subject to the fulfilment of following conditions. The full particulars of the candidate are also given below:

District	Zone	Name of the ReT	Parentage	Residence	Name of the School	Qualification	Date of Birth	Date of Engagement	Date of Regularization	Nature of vacancy
Bandipora	Sumbal	Syed Akhtar Ali	Syed Ali Shah	Rakhi Sultanpora	MS Bhat Mohalla	10+2	03/09/1990	10/09/2011	10/09/2016	SSA

- i. That the Rehbar-e-Taleem/s has/have completed five years continuous /un-interrupted service and was/were engaged genuinely.
- ii. That the work and conduct of the Rehbar-e-Taleem/s has / have remained satisfactory for the last five years which shall be certified by the Village Education Committee concerned in association with the respective Zonal Education Officer/Head of the Institution /Chief Education Officer, as the case may be.
- iii. That the Rehbar-e-Taleem/s possesses the minimum prescribed qualification for appointment at the time of initial appointment as ReT through J&K Board of School Education Kashmir or any recognized Board/University and has not obtained any qualification/degree (s) through study centre / Tuck shop.
- iv. That none of the ReT(s) has/have remained on the rolls of any college /Institution during five years of honorarium service.
- v. That the Rehbar-e-Taleem/s has/have maintained a close rapport with the local community in helping to promote accountability and quality.
- vi. That the Rehbar-e-Taleem/s contribution in universal enrolment and retention of children has been satisfactory.
- vii. That the CEO/DDO concerned are personally responsible to verify following original testimonials and ensure that the ReT fulfils all the conditions as laid down in the above quoted Govt. Orders before giving effect to this order :-
 - a. Academic qualification certificate.
 - b. Physical fitness certificate issued by concerned Chief Medical Officer
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 - d. Permanent Residence Certificate issued by competent authority
 - e. No loan certificate from DIC and Dy. Director Employment / Director EDI.
 - f. Character/ Antecedents verification certificate from IGP, CID. In case of adverse report from CID the regularization of the candidate shall be deemed to have been cancelled in abinitio.
 - g. The regularization of the ReT shall be governed by the "new pension scheme" as per SRO-400 of 2009 Dated 24-12-2009
 - h. Reserve category certificate, if appointed under reserved category.
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- i) That the candidate if appointed during winter breaks be dealt in terms of circular instructions issued by this Directorate vide No. Estt-III/B-Trs/ReT/Misc/99/28/1828 Dated 08-06-2010.
- j) As a matter of policy and consistent with academic imperatives in respective schools, the Rehbar-e-Taleem so regularized shall not be transferred/ deployed/ attached/deputed.
- k) That no arrears shall be paid unless funds for the purpose are released by the competent authority under relevant head.

The regularization shall remain ". **subject to outcome of SWP.**" and any other case if pending before any court of law which is not within the knowledge of department

Sd/-

Director School Education,
Kashmir

Dated: 18 / 03 / 2022

No:- DSEK/SSA/ReT/Reg/769/Bpr/07-09/2022

Copy to the:-

1. Commr./ Secretary to Government School Education Department, Civil Secretariat Srinagar for information.
2. Chief Education Officer Bandipora, for information and necessary action. In case any variation/ discrepancy is detected in the particulars of Rehbar-e-Taleem/s so regularized, the order shall not be given effect and the same should be referred to Directorate within **15 days** and no claim shall be entertained after stipulated period.
3. Order/ Stock file.

Joint Director (Samagra/EE)
Directorate of School Education
Kashmir.