

Government of Jammu and Kashmir  
Directorate of School Education  
Kashmir

Subject: - Regularization of Rehbar-e-Taleem (Erstwhile Education Volunteer) as RReT.

ORDER NO: 254 -DSEK OF 2022

DATED: 24 / 03 / 2022

Whereas, the applications were invited on plain paper for the engagement of second EV at EGs Check Raithan by ZEO Khansahib published in the Daily Newspaper Alsafa dated 29.09.2005 and accordingly only one candidate namely Parveea Akhter D/o Mohd Ismail Bhat R/o Check Raithan had applied for the engagement of 2<sup>nd</sup> EV in said EGs center. Then the tentative panel was framed, duly authenticated by VEC Committee, Check Raithan Zone Khansahib and was submitted by the ZEO to CEO Budgam for further course of action.

Whereas, simultaneously the CEO Budgam published the tentative selection list in daily Newspaper Alsafa dated 06.04.2006, the eligible candidate, along with similar candidates, was recommended for engagement as 2<sup>nd</sup> EVs, to DSEK for approval. The selection list was approved by the DSEK, wherein Parveena Akhter was figuring at S.No.11, however, the DSEK withheld the recommended list of all 2<sup>nd</sup> EVs, due to ban on the engagement/ establishment of EGS Centers as imposed by the government.

Whereas, Administrative Department of School Education directed to engage all the recommended candidates in terms of court order dated 10.07.2007 duly endorsed by DSEK to CEO. After that the Administrative Department vide letter NO. Edu/Legal/K/325/C8 dated 23.07.2008, endorsed by DSEK vide No. DSEK/Legal/I-15/1985 dated 13.10.2008, approved the selection of No's 1,2,5,7 and 8, however the name of Parveena Akhter was missing from the said approved list.

Whereas, aggrieved by the omission of her name from the approved list, she approached the Hon'ble Court of Sub Judge Budgam and filed a civil suit for the redressal of her grievance on 19.02.2013 the Hon'ble Court vide while disposing of the application issued interim directions for the answering defendants to consider the name of the plaintiff for her engagement against the post of ReT in suit upgraded primary school, on the same analogy and treatment given to other likely situated candidates.

Whereas, in compliance to the court directions dated 19.02.2013 the Administrative Department vide letter No. Edu/L/K/32/2013, endorsed by the DSEK vide No. DSEK/Legal/L-2704/4307 dated 09.04.2013 directed to consider the case as per the directions of the court under norms.

Whereas, in pursuance to the communications supra, the then CEO Budgam vide No. CEOB/Legal/13/321 dated 02.05.2013 advised the concerned ZEO Khansahib to issue the formal engagement order in her favour after the fulfillment of all formalities. However, her engagement order was kept subject to the final outcome of the pending suit. Accordingly ZEO concerned vide order No. ZEO/Kh/SSA/1587 dated 02.05.2013 issued the engagement order in her favour.

Cont.....p/2



Whereas, again aggrieved by the delay in her regularization, she approached to the Hon'ble High Court through the medium of writ petition bearing No. WP(C) 1913/2019 CM No. 3668/2019 wherein the Hon'ble Court on 27.06.2019 has directed the official respondents to consider the petitioners representation for regularization of her services in accordance with rules.

Whereas, the case of the petitioner along with other similarly situated cases was taken up with the Administrative department for post facto approval to the engagement of the petitioner and the Administrative Department vide communication No. Edu-LGLOCoU/38/2021-04-SED dated 03.11.2021 advised this directorate to decide the issue of petitioner and other similarly situated candidates at the directorate level itself.

Whereas, in compliance to Administrative Department instructions, the case was placed before the designated committee in the meeting held and it has been advised that the similar nature cases be examined in light of the Administrative instructions dated 03.11.2021 and during the course of examination it was observed that the candidate has been engaged as ReT by the Chief Education Officer, concerned in compliance to the Hon'ble Court directions wherein the Commissioner Secretary, School Education and Director, School Education, Kashmir, also figure as respondent No.1 & 2 and the order passed was to be compiled by anyone of the official respondents, as such the compliance of the order by concerned Chief Education Officer tantamount to compliance by all the official respondents.

Now in pursuance of Government Order No.322-Edu of 2008 Dated: 26/06/2008, read with Administrative Department's letter No.Edu/NC/SE/251-A/09 dated 12/07/2013 and No. Edu/NC/SE/411/2013 Part-II, dated 25.02.2014, and Government Order No.549-Edu of 2005 Dated 22/08/2005 and on the recommendations of Chief Education Officer, Budgam, sanction is hereby accorded to the regularization of (01) EV-ReT, whose particulars are mentioned below in the pay scale of Rs.5200-20200 with grade pay of Rs.2400/-

S. No	District	Zone	Name	Parent age	Date of birth	Reference of Order engaged as EV	EGS Centre where engaged as EV-ReT	Qualification at the time of engagement as EV-ReT	School where posted/adjusted as EV-ReT	Date from which regularized as RReT	Scheme
1	Budgam	Khan Sahib	Parveena Akhter	Mohd Ismail Bhat	01/01/79	ZEO/Kh/SSA/1587 dt 02/5/13	Checki Raithan	10+2	PS Checki Raithan	02/5/2018	SSA

It is further ordered that the Chief Education Officer, Budgam shall issue the formal regularization order in favour of the said candidate after observing all the conditions mentioned below:-

- That the erstwhile EV-ReT has completed five years continuous / un-interrupted service and was engaged genuinely.
- That work and conduct of the erstwhile EV- Rehbar-e-Taleem has remained satisfactory, which shall be certified by the Village Education Committees concerned in association with the respective Zonal Education Officer/Head of the Institution /Chief Education Officer, (as the case may be).
- That the erstwhile EV-Rehbar-e-Taleem possesses the minimum prescribed qualification at the time of his initial engagement as EV/s conversion 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 / distance mode, except Kashmir University, Jammu University, IGNOU & MANUU and other reputed Institution.
- That the erstwhile EV- ReT has not remained on the rolls of any college /Institution during the honorarium service. However, in case of EV/ReT who has acquired any higher qualification during honorarium service, the CEO/DDO concerned shall ensure that EV/ReT fulfilled requisite formalities under rules/norms.



- v. That the EV- ReT has maintained a close rapport with the local community in helping promote accountability and quality.
- vi. That the EV-ReT contribution in universal enrollment and retention of children has been satisfactory and said centre functioned productively / properly.
- vii. That the CEO/ZEO concerned shall ensure that the maternity leave, if any, availed by the female EV- ReT during five years honorarium service, which has not been reported/reflected earlier, is entered in the service book of EV-ReT whose regularization has been considered.
- viii. If on verification, the certificates produced by the EV-ReT proved fake or forged, the engagement / regularization shall be deemed to have been cancelled in abinitio.
- ix. As a matter of policy and consistent with the imperatives of smooth working of Rural Schools, the EV-ReT so regularized shall not be transferred.
- x. **That no arrears shall be paid unless funds for the purpose are released by the competent authority under relevant head;**
- xi. The regularization of the ReT shall be governed by the "new pension scheme" as per SRO-400 of 2009 Dated 24-12-2009
- xii. That No complaint is pending disposal against the said candidate;
- xiii. The candidate has been engaged lawfully/genuinely

Before implementing the regularization order CEO/ZEO concerned shall be personally responsible to verify the genuineness of the below mentioned testimonials and ensure that the EV - ReT fulfills all the conditions as laid down in the order:-

- a. Academic qualification certificates;
- b. Physical fitness certificate issued by concerned Chief Medical Officer;
- c. DoB as per matriculation certificate issued by J&K BoSE/CBSE;
- 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. Reserved category certificate, if engaged under reserved category;

This order is issued without prejudice to ;

- i. Outcome of any writ petition/suit/case if any pending/ sub-judice in the Hon'ble High Court or any other court of law, which may not be in the immediate knowledge of this office;
- ii. Conduct of screening test, wherever applicable as per Government Order.

Sd/-

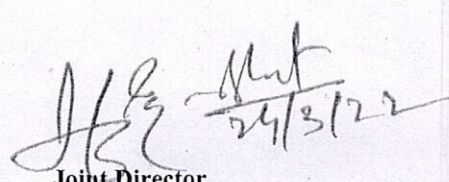
Director  
School Education Kashmir

No:-DSEK/SSA/EV-ReT/Reg/Bud/441-42

Dated: 24/03/2022

Copy to the:-

1. Principal Secretary to Government School Education Department, Civil Secretariat, Jammu for information
2. Chief Education Officer, **Budgam** for information and necessary action. In case any variation / discrepancy are detected in the particulars of the EV-ReT, so regularized, the same should be referred to this Directorate for rectification **within 15 days** and no claim shall be entertained after **stipulated period**.
3. Order file /Stock file.

  
Joint Director  
Directorate of School Education  
Kashmir