



POLICE HEADQUARTERS JAMMU AND KASHMIR

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Subject : Re-framing of selection list for the post of Constable (Photographer) on State Level Merit against 114 vacancies instead of 82 on court directions.

- Ref'nce : i) PHQ order No. 1189 of 2015 dated 24.04.2015.
ii) Court judgment dated 23.12.2015 passed by Hon'ble High Court in Review(SWP) No.03/2015 titled Javid Mansoor Rather and others.
iii) Court judgment dated 10.02.2016 passed by Hon'ble High Court in LPASW No.56/2015 titled Ateeq-ul-Rehman and others and other matters
iv) PHQ order No.2236 of 2016 dated 30.07.2016 read with another order No.3476 of 2016 dated 01.12.2016.

ORDER NO : 031 OF 2017
DATED : 09 - 3 2017

Whereas, aggrieved with their non-selection for the post of Constable(Photography) for which the select list of 82 candidates was issued vide PHQ order No.1344/2012 dated 11.04.2012, a bunch of writ petitions came to be filed in the court of law with lead petition bearing SWP No.875/2012 titled Sandeep Sharma and others VS State and others challenging the selection list inter-alia on the grounds that the selection was required to be made on State level merit instead of district wise merit;

Whereas, the Hon'ble High Court vide order dated 20.04.2012 and 02.04.2013 stayed the operation of the select list as a result of which no further process vis-à-vis issuance of formal appointment orders could be taken up by the State respondents;

Whereas, the writ petitions came to be finally disposed off by the writ court through a common judgment passed on 15.07.2014, quashing the selection list issued by PHQ on district level merit, with further directions to the State respondents to re-frame the selection list against 82 vacancies on State level merit vis-à-vis J&K Reservation Rules presently in vogue;

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Whereas, the matter with regard to filing of LPA against the writ court order dated 15.07.2014 was taken up with the Govt for accord of sanction wherefrom Home Department vide letter No.Home/PB-IV/130/2014/5400 dated 21.11.2014 has communicated that the Deptt of Law, Justice & Parliamentary Affairs have turned down the proposal for filing of the LPA and desired to implement the said court order in letter and spirit;

Whereas, on the basis of recommendations forwarded by a Committee constituted for the purpose vide PHQ order no.203/2015 dated 24.01.2015, the select list was redrawn against 82 vacancies on the basis of State level merit vide PHQ order No.1189/2015 dated 24.04.2015 with due consideration to J&K Reservation Rules 2005, as per following category-wise break-up:-

Category	Vacancies allotted out of 82	Selections made
General	47	47 including 02 SPOs
RBA	16	16
Schedule Caste	07	07
Schedule Tribe	08	08
Social Caste(SUPC)	01	01
ALC	03	03
Total	82	82

Whereas, in addition to above, one more candidate namely Surinder Kumar S/O Kali Dass R/O Jatwal Tehsil and District Samba was appointed as Constable(Photography) under SPO category vide PHQ order No.2422/2015 dated 10.08.2015 in terms of Court order dated 01.05.2015 passed in APSWP No.50/2015, SWP No.1294/2015, MP No.01/2015 and Caveat No.708/2015 titled Surinder Kumar VS State and others;

Whereas, aggrieved with their non-selection in the reframed selection process, the court order dated 15.07.2014 came to be challenged by various candidates through the medium of Review/ writ petitions/LPAs praying that selection list be redrawn against 114 vacancies instead of 82, which were allowed and State respondents directed to reframe the select list on the basis of State level merit against 114 vacancies.

Whereas, the case was also placed before the Designated Committee at PHQ for examination in its meeting held on 12.05.2016 and after giving thoughtful consideration to the claim of the petitioners vis-à-vis court directions as referred to above, the Designated Committee has recommended for implementation of the court judgments;

In view of above, Vide PHQ order No. 2236 of 2016 dated 30.07.2016 read with another order no.3476 of 2016 dated 01.12.2016, a Committee comprising of following officers was constituted to redraw the select list for the post of Constable (Photography) in J&K Police on State level merit against 114 vacancies instead of 82 pursuant to the court judgments dated 23.12.2015, 31.12.2015 and 10.02.2016 passed in Condl(SWP) No.2/2015 c/w Review(SWP) No.3/2015 titled Javid Mansoor Rather and others Vs State and other, SWP No.3397/2015,MP No.01/2015 titled Haroon Rashid Wani and others VS State and others and LPASW No.56/2015, MP No.1/2015 c/w CDLSW No.20/2015 a/w connected matters titled Ateeq-ul-Rehman and others VS State and others and CDLSW No.71/2015 titled Riyaz Ahmad Mir and others VS State and others respectively:-

S.No.	Name of the Officer	Designation
1.	Shri Pawan Kumar Gupta, Director Prosecution, PHQ	Chairman
2.	Shri Tahir Sajad,KPS AIG(Personnel)PHQ	Member
3.	Shri Bashir Ahmad, AIG(Admn/Trgs)PHQ	Member

As per the aforesaid PHQ order, the committee was asked to scrutinize all the records relevant to the selection process of the Constable(Photography) particularly the selection proceedings forwarded earlier by the Board of officers constituted by PHQ vide order No. 3281 of 2011 dated 14.10.2011 and 203 of 2015 dated 24.01.2015 and come up with the recommendations with regard to the merit list against the remaining vacancies i.e. 31 (114total vacancies-83already filled on State level merit=31) with due weightage to the eligible candidates belonging to various reserved categories in terms of Reservation Rules presently in vogue in the State and Rehabilitation Policy for SPOs issued by the State Govt in the year 2009 in which 15% horizontal reservation is provided for SPOs with three years minimum engagement.

To proceed ahead with the process of re-framing the selection list as per the aforesaid Court order and subsequent PHQ orders, all the relevant recruitment record was scrutinized by the Committee. It has been found that 114 posts of Constable Photography were vacant in the Department in February 2011 upon which PHQ issued an Advertisement Notice issued under endorsement No. Estt/R-4/2011/11219-300 dated 01.03.2011 read with addendum issued under endorsement No. Estt/R-4/2011/18288-307 dated 07.04.2011 for filling up these vacant posts.

In accordance with the Reservation Rules as indicated above, distribution of posts out of 114 vacancies amongst different categories has been determined as under as per SRO 294/2005 dated 21.10.2005 vis-à-vis horizontal reservation @ 15% prescribed under Regularization Policy for the SPOs:-

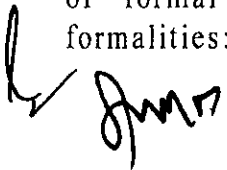
Category	Posts allotted out of 114 as per SRO 294/2005	Horizontal reservation for SPOs	Candidates already selected vide PHQ order No. 1189/2015 dated 24.04.2015, No.24422/2015 dated 10.08.2015 and No.3396/2015 dated 30.10.2015	Candidates available	Vacancies available	Candidates recommended to be selected	Waiting list	Vacancies remained unfilled
OM @ (57%)	65	10	48 including 03 SPOs	72	17	17	4	0
RBA @ (20%)	23	03	16	04	07	04	0	3
Sch.Caste @ (8%)	09	01	07	02	02	02	0	0
Sch.Tribe @ (10%)	11	02	08	01	03	01	0	2
SUPC @ (2%)	02	0.3	01	03	01	01	1	0
ALC @ (3%)	04	0.6	03	04	01	01	1	0
Total	114	16.9	83	86	31	26	6	5

In light of above, the Committee has accordingly recommended the select list of 26 candidates on State Level Merit vis-à-vis number of posts allotted to each category under SRO-294/2005 dated 21.10.2005 and thereby remaining 05 vacancies unfilled for want eligible candidates in respective categories. In addition, provision for waiting list @ 20% of the selections in each category has also been recommended to supplement the selection in case of not reporting of the candidates. The selection list recommended has been prepared on the aggregate marks obtained by the eligible candidates in the written/viva voce tests without assigning any weightage to the higher qualifications.

Therefore, in light of the recommendations of the Committee, approval is hereby accorded to the selection of (26) candidates as Constable Photographers in J&K Police named in the list forming Annexure "A" to this order. Approval is also accorded to the waiting list forming Annexure "B" to this order.

The inter-se-seniority in respect of those found fit for appointment shall be determined in accordance with Rule 111 of J&K Police Manual.

The fresh appointees shall report to SSP Crime Branch Kashmir while-as candidates from Jammu province shall report to SSP Crime Branch Jammu within a period of 21 days alongwith their original testimonials for issuance of formal appointment orders, subject to the following conditions/formalities:-



- a) verification/authentication of the genuineness of the minimum academic qualification certificates including date of birth certificate of the selected candidates;
- b) verification of category certificates in respect of those candidates selected under reserved categories in pursuance of SRO-294/ 2005 dated 21.10.2005 read with SRO-144 /2008 dated 28.05.2008;
- c) verification of character/ antecedents from CID;
- d) Medical examination/check from respective Police Medical Boards at Kashmir/ Jammu

The fresh appointees shall be deputed to Basic Recruit Training for which the matter shall be processed separately at PHQ.

The select list is issued without prejudice to writ petitions, if any, pending before any court of law.

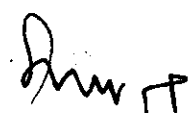
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 (S.P.Vaid)IPS
 Director General of Police
 J&K-Jammu

No: Estt/PHT-5/2012/ 29400-06

Dated: 18.04.2017

Copy to the: -

1. IGP State Crime Branch, J&K Jammu.
2. DOP, PHQ for information.
3. SSP Crime Branch Kashmir/Jammu.
4. PS to DGP, J&K.
5. PRO(PHQ).
6. SO(IT) PHQ.
7. Order book/File for record.


AIG (Training/Policy),
for Director General of Police,
J&K-Jammu

Annexure-"A" to PHQ order No. 031 of 2017 dated 09 .03.2017

List of Candidates selected for the Post of Constable Photography

S. No.	Roll No.	Name/parentage/residential particulars of the candidate	Category	Total marks obtained (out of 150)
1	948	Tanveer Ahmad Lone S/O Ali Mohd Lone R/O Khanpora Shah Mohalla Baramulla	OM	88.5
2	947	Haroon Rashid Wani S/O Ab. Rashid Wani R/O Seerjagir danghar Sopore Baramulla	OM	88.38
3	1099	Sohan Lal S/O sh. Mohinder Lal R/O Dugh Chhanni P/O Ramgarh, Tehsil & Distt. Samba	OM	88.37
4	1106	Hardeep Singh S/O Sh. G.S.Salaria R/O Pakhri P/O Ramgarh, Samba	OM	88.37
5	994	Omer Farooq Malik S/O Farooq Ahmad R/O Panzinara Srinagar	OM	88.25
6	958	Javid Mansoor Rather S/O Mansoor Ahmad R/O Hari Parigam Tehsil Awantipora District Pulwama	OM	88
7	1085	Vikas Balotra S/O Sh. Sukh Ram Balotra R/O W.No.5, Near Kohli Arms Kathua	OM	87.62
8	1021	Bhano Partap Singh S/O Sh. Davinder Singh R/O Village Bhadorore, Jammu	OM	87.37
9	960	Sajad Ahmad Sofi S/O Gh. Ahmad Sofi R/O Trich Tehsil Pulwma Distt. Pulwama	OM	86.75
10	1089	Gourav Sharma S/O Sh. Kewal Krishan R/O Dhamyal P/O Satara, Hiranagar, Kathua	OM	86.62
11	1022	Vikash Sharma S/O Sh. Omkar Nath Sharma R/O Village Sampurompur Kullian P/O Mandal, Jammu	OM	86.25
12	1092	Sandeep Singh S/O Sh. Jagdish Singh R/O Village Garh, Hiranagar, Kathua	OM	85.62
13	1019	Amarjeet Singh S/O S.Inder Singh R/O Village Teko Tera, Satwari, Jammu	OM	85.12
14	1049	Balvinder Singh S/o Ragbir Singh R/o Pouni Tehsil & Distt. Reasi	OM	84.62
15	944	Irfan Yousuf Wani S/O Mohd Yousuf Wani R/O Achabal Batapora Bala.	OM	84.5

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(Page 2nd) Annexure-"A" to PHQ order No. 031 of 2017 dated 09.03.2017

16	1018	Sumit Singh S/O Sh. Rajinder Singh R/O Villge Akalpur, Jammu Pin code 180002	OM	84.25
17	1040	Sunil Razdan S/O Sh. Triloki Nath Razdan R/O Muthi, H.No.759, Vinayak Nagar, Basekey Coloney, Jammu	OM	84.12
18	1052	Neeraj Kumar Sharma S/o Bodh Raj Sharma R/o Mounda Bheaderwah Tehsil Bheaderwah Distt. Doda	RBA	67.5
19	1090	Mohan Paul S/O Sh. Shiv Dass R/O Lahri, Billawar, Kathua	RBA	66.75
20	984	Javid Hussain S/O Gh. Ahmad Dar R/O Jawala Pora, Budgam	RBA	60.88
21	1067	Wajid Iqbal Malik S/O Mohd Anwar R/O Hil Tak Tehsil Darhal District Rajouri.	RBA	55.25
22	976	Karim Ali S/O Gh Rasool R/O Khandi Sankoo Kargil	ST	60.75
23	1035	Naveen Bhagat S/O Sh. Karam Chand R/O Nattar Kothian (Barnai), Muthi Jammu	SC	66.5
24	1093	Anil Kumar S/O Sh. Gurdas Chand R/O Vill Palli More Tehsil & Distt Kathua	SC	47.12
25	1054	Rohit Kumar S/O Kuldeep Kumar R/O Gohlad Tehsil Mendhar District Poonch.	ALC	77.5
26	949	Naseer Ahmad Hajam S/O Gh. Mohd Hajam R/O Delina Kralpora, Baramualla	SUPC	78.5

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(S.P. Vaid) IPS
Director General of Police
J&K-Jammu

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Annexure-"B" to PHQ order No. <u>831</u> dated <u>09</u> .03.2017			
Candidates in the waiting list for the Post of Constable Photography			
General			
S. No.	Roll No.	Name /parentage/residential particulars of the candidate	Total marks obtained (out of 150)
1	1015	Ankaj Sharma S/O Sh. Jagan Nath R/O Village & P/O Kanna Chhurgal, Jammu	82.62
2	993	Sheikh Umar Altaf S/O Sheikh Mohd Altaf R/O Shahampora Nowhatta A/P Usmanabad Bemina Srinagar	82.25
3	959	Muzamil Hussain Dar S/O Ali Mohd Dar R/O Gangoo Tehsil & Distt. Pulwama	82
4	1053	Sandeep Sharma S/O Bushan Kumar Sharma R/O Moh. Power House Tehsil Haveli District Poonch.	82
SUPC			
1	1076	Neeraj Singh S/O Gian Singh R/O Choudhary Nar Tehsil and District Rajouri.	76.25
ALC			
1	1073	Nabiel Ahmed Khan S/O Mohd Bashir Khan R/O Dabrote Tehsil and District Rajouri.	70.62

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4.03.2017
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 Director General of Police
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