

Union Territory of Jammu and Kashmir
Directorate of Agriculture and Farmer's Welfare, Jammu
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Directorate of Agriculture and Farmer's Welfare, Guwahati
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Subject:- Clarification regarding grant of In-Situ Promotion 1st & 2nd on monetary basis as per the representation of Sh. Ravi Pandotra, (I/c RCO) of Agriculture Department, Jammu Division.

ORDER NO: 25 DAJ OF 2024

DATED : 21 / 12 / 2024

Whereas, Sh. Ravi Pandotra was initially appointed as Junior Agriculture Assistant (JAA) on 30-07-2004 vide G.O. No. 191-Agri of 2004 dated 30-07-2004 and joined duties on 02-08-2004.

Whereas, vide G.O. No. 01-JK(APD) of 2022 dated 10.05.2022, issued in pursuance to Hon'ble CAT Jammu order/ judgment dated 29.12.2021, the official was appointed notionally from the date his counterparts were appointed i.e. 09.04.1997 and monetarily w.e.f. 30.07.2004 (date of his appointment) and accordingly, on the basis of eligibility criteria as per SRO14 dated 15-01-1996 promotion in-situ (1st & 2nd) were granted in favour of the official notionally from 01.05.2006 to 31-08-2013 & monetary from 01.09.2013 (in case of 1st in-situ promotion) and notionally from 01.05.2015 to 31-08-2022 & monetary from 01.09.2022 onwards (in case of 2nd in-situ promotion) as per the promotion in-situ orders issued by the Director Agriculture Jammu's order no. 216- DAJ of 2022 dated 09.11.2022.

Whereas, being aggrieved of the aforesaid order, the official represented for antidating the date of his promotion In-situ 1st & 2nd on the same pattern as per which promotion In-Situ 1st & 2nd stands accorded to his counterparts on the plea that as per the orders of Hon'ble CAT/Govt. order issued subsequent to order of Hon'ble CAT he is entitled to promotion In Situ 1st & 2nd on monetary basis w.e.f. 01.05.2006 and 01.05.2015 as he has applied for promotion In-situ on time together with all the formalities.

Whereas, the Directorate on the basis of his representation once again reviewed the issue & modified its earlier orders so far as antidating the date of promotion is concerned that too on notional basis vide order no. 216- DAJ of 2022 dated 09.11.2022 (copies enclosed) i.e. promotion in-situ 1st notionally from 01-05-2006 to 31-08-2013 and promotion in-situ 2nd w.e.f. 01-05-2015 to 31-08-2022 due to which issue of payment of arrears remained unsettled.

Whereas, he again represented for consideration of his request regarding grant of promotion In-Situ 1st & 2nd on monetarily basis. The committee constituted by the Director Agriculture Jammu vide order no. DAJ/Accts/2023-24/1651-54 dated 12/03/2024 considered his request for scrutiny of the issue once again.

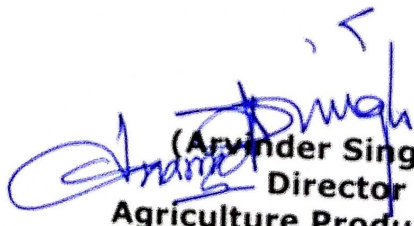
Whereas, Sh. Ravi Pandotra served upon legal notice bearing no. ADR/Adv/2023/624-625 dated- 11-09-2023 for release of arrears at par with his counterparts to whom promotion in-situ 1st & 2nd stands accorded on the analogy of whom he stands appointed as per order of Hon'ble CAT/Govt. order operative part of which reads as under:

In light of the above and after thoughtful consideration of the facts/records pertaining to the case of the petitioner the order/judgment dated 29.12.2021 passed by the Hon'ble Central Administrative Tribunal Jammu Bench O.A 61/151/2021, it is hereby ordered that the petitioner is hereby placed notionally from the date their counterparts were appointed i.e. 09.04.1997 and monetarily with effect from 30.07.2004 (date of his appointment) in the pay grade of Rs.2000-200-3200(pre-revised) on the analogy given to Shri Rakesh Khajuria and others V/s State and others vide Government Order No. 325-Agri of 2018 dated 12.12.2018 in SWP No. 1254/2006.

Whereas, vide letter no. DAJ/Acctts/2024-25/226-27 dated 22/05/2024 the matter regarding grant of promotion in-situ 1st & 2nd on monetary basis w.e.f 01.05.2006 to 31-08-2013 & 01.05-2015 to 31-08-2022 was taken up with the Administrative Department for necessary opinion.

Whereas, vide letter no. Agri- Actt/7/2024(7480347) dated 13/08/2024, the Administrative Department intimated the Directorate to settle the claim of the official in terms of Rule 295(1) of Gfr-2017.

Accordingly the issue was placed before the committee constituted to scrutinize time bound promotion cases and after detailed discussion on the issue & taking into cognizance the legal notice received from Administrative department vide letter no. . Agri-Legl/8/2022(C No. 116023)/1860 dated- 25.01.2024 followed by letter no. Agri-Actt/7/2024(7480347) dated 13/08/2024 the committee members unanimously decided to accord benefit of promotion In-situ 1st & 2nd on monetary basis in favour of Sh. Ravi Pandotra (I/c RCO), w.e.f. 01.05.2006 to 31.08.2013 & 01.05.2015 to 31.08.2022 respectively by the concerned DDO after observing codal procedure and ensuring that the said arrears has not been drawn earlier.


(Arvinder Singh Reen)
Director
Agriculture Production & F.W.
Jammu

No: DAJ/Acctts/2024-25/2609-12

Dated: 21 /12/2024

Copy to the:

1. Chief Agriculture Officer, Jammu, for information and necessary action.
2. Pvt. Secretary to Director Agriculture Production & F.W. Jammu for information to Director.
3. I/c website, Deptt. of Agriculture Production & F.W. for updation of information on Department's website.
4. Office order file for record.