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## CAT quashes final seniority list of SIs

frequent and different interpretation of rules needs to be addressed by the concerned administration to reduce the level of litigation being faced by the organization", CAT further said, adding "non obstante clause of Rule 111(2) of the Police Rules is to be applied to fix seniority of the applicants and they shall be given seniority during the probation period i.e.

seniority based on the merit as assessed in written test as well as viva voce test and not on the merit obtained in the training course".

Accordingly, CAT quashed the final seniority list of Sub-Inspectors in Executive Wing of J&K Police issued vide Order No. 2678 of 2019 dated 12.07.2019 to the extent respondents were placed over and above the applicants.

## Govt officers are like ‘Kumbhkarna’, wake up only after being scolded: Acting CJ

ing of replies/objections in the cases pending in this court, the Government officials are no better", adding "as has been mentioned in Ramayana, Demon King Ravana had to use lot of noise and different means to wake up Kumbhkarna, when his kingdom was in trouble. Here also the Government officials are to be woken up from slumber by using different means".

About the case in hand, Acting Chief Justice said, "the project for creation of infrastructure in Union Territory of Jammu and Kashmir had been put on hold, on account of interim stay granted by this court on 17.04.2018", adding "as usual the department was sleeping over the matter. They did not even take care to file objections immediately after receipt of notice. Apparently sleeping over a matter may be more suitable for the reasons best known to them but the result remains that the people of Jammu & Kashmir remain deprived of better infrastructure facilities".

Pointing towards the order passed on May 15, 2019 wherein serious concern was expressed over delay in filing of objections in the matter relating to the developmental works, Justice Bindal said, "despite this order the official respondents continued sleeping over the matter for more than one year and objections were not filed to the writ petition".

"To wake them up, they had to be scolded. Now it was a communication from the Minister of Agriculture & Farmers Welfare and Rural Development and Panchayat Raj, Government of India, mentioning details of various works under PMGSY. For the works to be executed under PMGSY-2 the period of completion was up to March 31, 2020. It was mentioned that number of works were still pending for execution in Jammu and Kashmir, whereas some had still not been awarded despite sanction granted long back", High Court observed.

In the communication, it was clearly mentioned that in case the works, which had been sanctioned before April 1, 2020 and remain un-awarded till December 31, 2020, the same will be dropped from the list of sanctioned works of PMGSY and no funds shall be allowed for these works out of PMGSY funds.

"In such a situation, the Union Territory of Jammu and Kashmir will have to fund these projects out of its own resources. The observations were also made regarding delay in release of the funds to the Nodal Agency of the Union Territory of Jammu and Kashmir after release thereof by the Central Government and further commensurate State share in the projects", Justice Bindal pointed out, adding "the request was to review all the pending projects".

He further said: "It was after this communication that the officers got up from slumber. It may be for the reason that fresh funds were to flow, otherwise no one is taking care of the projects for which funds have already been

released and those are hanging fire".

"These facts establish that apparently there has to be some monitoring authority standing on the heads of all the departments with a stick to take even routine work from them", he further said, adding "there can be some vested interest to keep silent and delay execution of projects".

"One reason can be with delays arbitration clause is invoked and lot of money is siphoned off in the form of claims. The litigation there also is not contested properly, as many times the Government fails on account of delay only", High Court said.

Stating that all the Government employees are trustees of the public money and time has come that people can ask them to be accountable for not using the same properly or wasting the same, Justice Bindal said, "the way of working and attitude of shirking responsibility will not change unless the people at the helm of affairs are held accountable for their actions and inactions", adding "if the officers and staff are paid salaries from the amounts contributed by the public, why the public exchequer should suffer for their inefficiency and casualness".

"Another angle which needs consideration of competent authority is the manner in which the estimated cost of project is evaluated", Acting Chief Justice said, adding "in the case in hand e-NIT mentioned the estimated cost of the project as Rs 1,285.68 lakh but the petitioner claimed that his offer was for Rs 9,90,10,059. But the fact remains that the difference in cost estimated by the department as compared to the bids submitted by the bidders was about 15-20%. The lowest bidder had offered the rate, which was 19.10% less than the estimated cost".

"Another strange fact is that any successful bidder is ready and willing to execute the project at the same rates even after five to 10 years after the same was allotted. Such instances have come before the court earlier also", Acting Chief Justice said, adding "apparently, it can be for one reason that the rates at which the works are allotted are so high that any contractor is able to execute the same even after five to ten years of allotment even if the time provided for completion of the work may be 1-2 years".

Stating that there is always increase in various cost including the labour cost during all this period besides this material cost also increases, High Court said, "may be it is more lucrative to work in Jammu & Kashmir as one of the company registered in Assam was also in litigation with the department here with reference to some contract. There can be issue of quality of construction also".

Laying thrust on deep examination of these issues, the Acting Chief Justice directed the Chief Secretary of J&K Union Territory to refer some cases for test audit to the Central Road Research Institute for quality of the works being executed here.

"Estimated cost of project calculated by the department should also be gone into by the Institute. Besides this, any other related matter can also be referred by the Chief Secretary to the Institute as the idea is to bring transparency in the system and create better infrastructure", Justice Bindal said.



SEC KK Sharma addressing a press conference in Jammu on Wednesday.

## Keen fight as many prominent contestants in fray today

ond constituency which will witness polling tomorrow, the main contest is between Rajesh Sharma of NPP and Amit Sharma of BJP.

Sushma Thakur wife of former National Conference MLA late Rashpal Singh Thakur is facing Anita Thakur of BJP, who happens to be the wife of Rashpal Singh's brother Randhir Singh, from Kalakote constituency in Rajouri district. Candidates of other parties are also in the fray.

Sarf Singh Nag, who had quit the Government job as JKAS officer, is the BJP candidate from Bhomag seat in Reasi district in tomorrow's polling. He is facing Hukam Singh of the Congress among other candidates. Nag had contested Reasi Assembly seat in 2014 as an Independent candidate and lost by just few hundred votes.

BJP district president for Poonch Mohammad Rafiq Chisti is in the contest with Congress district president for Poonch Gani Choudhary besides Jammu Kashmir People's Movement (JKPM) nominee Radham Preet Singh, who has the backing of Gupkar Alliance. Other candidates are also in the fray.

A total of 37 District Development Council (DDC) constituencies will witness polling in the fifth phase of ongoing polls, besides 58 vacant Sarpanch and 218 Panch seats tomorrow, State Election Commissioner (SEC) KK Sharma told reporters here this evening.

Besides 20 seats of Jammu, voting will be held in 17 seats of Kashmir, he said.

For 17 DDC constituencies of Kashmir division going to poll tomorrow, there are 155 candidates in fray including 30 females. In Jammu division, there are 144 candidates in fray for the 20 DDC constituencies in this phase, including 40 women.

The SEC further said 125 Sarpanch vacancies were notified

for elections in the fifth phase and out of them 30 have been elected unopposed. There will be contest in 58 constituencies and 175 candidates including 51 females are in fray.

Similarly, he said, that out of the total 1412 Panch vacancies notified in this phase, 218 constituencies will go for elections with 527 candidates including 137 female candidates.

Sharma said 8,27,519 electors are eligible to cast their votes including 4,33,285 males and 3,94,234 females. Amongst them, 4,39,529 are from Jammu division and 3,87,990 in Kashmir division.

He said that 2104 polling stations have been setup across the UT for this phase out of which 914 are in Jammu division and 1190 are in Kashmir division. Of 2104 polling stations, 1193 are hyper sensitive, 472 sensitive and 439 have been categorized as normal.

The SEC said that out of these 2104 polling stations, there shall be poll for Sarpanch vacancies on 271 polling stations and Panch vacancies on 229 polling stations, along with the DDC polls. Polling will be held from 7 am to 2 pm.

He added that all the requisite arrangements for this phase are in place including manpower, election material and security arrangements in all poll going areas. In view of the COVID-19 pandemic, adequate arrangements have been put in place to ensure safety of all stake holders including the voters coming to vote at the polling stations.

Sanitizers, thermal scanners and face masks have been arranged at the polling stations to ensure that SOPs issued by the concerned authorities, including wearing face masks and maintaining social distancing, are strictly followed at the polling stations.

## Wet weather on Dec 11, 12

Anantnag, Kulgam , Baramulla and Leh.

"The people living in these areas have been cautioned not to venture in the avalanche prone areas for the next 24 hours", the DMA said.

In the meantime, the weather condition in Kashmir improved today but the Weatherman has forecast fresh snow spell across J&K from December 11 evening.

Although the weather remained cloudy throughout the day in plains as well as higher reaches of the Valley, the officials in the Meteorological Department said that Drass, Sonamarg, Gumad and other adjacent areas received snowfall today as well.

A MeT official said that the weather would remain mainly dry on December 10-December 11 evening across J&K and Ladakh, adding that there are less chances of wet spell during the period in higher reaches.

"From December 11 evening to December 12 afternoon, there is possibility of light to moderate rains, snowfall across J&K and Ladakh", the official said.

He added that the night temperature across Kashmir has

increased due to the fresh snowfall and rainfall while the day temperature has gone down in the Valley.

Meanwhile, Srinagar-Leh highway and Mughal Road continued to remain closed for the second consecutive day today due to snowfall.

A traffic department official said that in view of inclement weather prediction issued by MeT department in J&K for next few days, there are chances of blockade of highway, thus the people are advised to avoid journey on Jammu-Srinagar highway.

"However, subject to fair weather and better road condition, Light Motor Vehicles (passenger) shall be allowed from Jammu towards Srinagar tomorrow while commuters are advised to follow the SOP issued by the government to prevent the spread of COVID-19", the statement issued by traffic police said.

The statement urged security forces not to play against advisory and traffic plan in view of traffic congestion on Jammu-Srinagar highway. "They may ply from Jammu towards Srinagar," the statement said.

## 3 die of COVID in Kashmir, 179 test +ve

COVID-19 patients recovered and were discharged from various hospitals including 186 from the Valley today.

## 69 appointed to Junior Scale of Administrative, Police, Accounts Services

Shafia Maqbool, Raja Majid Iqbal, Akanksha Gupta, Sachin Abrol, Dheeraj Vishavnathbhim Bahadur, Navamani Hans, Mohit Sharma, Azhar Khan, Gohar Aarzo Chaud, Sandesh Kumar, Waseem Ramzan Dar, Chandan Manhas, Gazi Abdullah, Shoaib Aslam and Tahir Hafiz.

Those, who have been appointed to J&K Police (Gazetted) Service (Deputy Superintendent of Police) are, Adnan Ul Haq, Saheel Iqbal, Gagan Deep Singh, Sonali Kohli, Mohammad Farhan Seh, Naseem Akram, Faisal Arif Rishu, Rajeev Raina, Naveed Shoket, Shivam Jaggi, Rohit Gupta, Vikram Nag, Kubra Nag, Mamta Sharma, Mubashar Niazi, Umer Urfan, Anam Zahoor Manhas, Shakir Hassan, Nidhi Kotwal, Faisal Hussain, Khadim Hussain, Sayed Aqeel Shah, Asif Mustafa, Sajad Ahmad Wani, Rouhan Farooq, Kunzes Dolma, Vikram Sammal, Rajesh Chandan, Sumit Bhagat and Anjana.

Those, who have been appointed to J&K Accounts (Gazetted) Service (Accounts Officer) are Ruffaidah Zahoor, Yuthika Bhandari, Ursula Tabasum, Akshay Sharma, Depinder Preet Singh, Waseem Ahmad Ganie, Iqbal Hassan Moona, Mohammad Imran Bandey, Malik Rahat Ahmed, Rajesh Kumar, Gizala Shabnam and Naveel Hamdani.

## UK issues allergy warning for COVID vaccine

the vaccine will be asked if they have a history of allergic reactions.

"As is common with new vaccines, the MHRA have advised on a precautionary basis that people with a significant history of allergic reactions do not receive this vaccination after two people with a history of significant allergic reactions responded adversely," said Professor Stephen Powis, medical director for the NHS in England.

An anaphylactoid reaction tends to involve a skin rash, breathlessness and sometimes a drop in blood pressure and both the NHS workers who experienced this are said to have a history of serious allergies and carry adrenaline pens around with them.

"We have been advised by MHRA [Medicines and Healthcare products Regulatory Agency] of two yellow card reports that may be associated with allergic reaction due to

administration of the COVID-19 BNT162b2 vaccine," Pfizer UK said in a statement.

"As a precautionary measure, the MHRA has issued temporary guidance to the NHS while it conducts an investigation in order to fully understand each case and its causes," it said.

Dr June Raine, the head of the MHRA, told a joint select committee hearing on Tuesday that "real-time vigilance" will continue throughout the vaccine rollout process.

"We know from the extensive clinical trials that this [allergy] was not a feature, but if we need to strengthen our advice now that we have had this experience in vulnerable populations, the groups selected as a priority, we get that advice out immediately," she said.

Experts have indicated that such reactions are to be expected in rare cases with any vaccine, including the annual flu vaccine. (PTI)

## Caseload rises to 97.35 lakh

load remained below four lakh for the third consecutive day.

There are 3,78,909 active Coronavirus infections in the country now which comprises 3.89 per cent of the total caseload, the data stated.

India's COVID-19 tally had crossed 20 lakh on August 7, 30 lakh on August 23 and 40 lakh on September 5. It went past 50 lakh

## NIA charge sheets 16 based abroad for sedition

The charge sheet was filed under various Sections of the Indian Penal Code and the Unlawful Activities (Prevention) Act (UAPA) before the designated court here.

The accused included Gurbatwant Singh Pannun, Hardeep Singh Nijjar and Paramjit Singh who have been designated as terrorists by a Home Ministry notification under the anti-terror law. Pannun stays in the US, Nijjar is at present in Canada and Singh is in the UK.

The others named in the charge sheet are Avtar Singh Pannun, Harpreet Singh, Amardeep Singh Purewal, Harjaap Singh, Sarabjit Singh and S Himmat Singh (all from the US); Gurpreet Singh Baagi, Sarabjit Singh Bannur, Kulwant Singh Muthada, Dupinderjit Singh and Kulwant Singh (from the UK) and J S Dhaliwal and Jatinder Singh Grewal (from Canada).

These people, according to the NIA, are members of Sikh for Justice (SFJ), an organisation declared as 'Unlawful Association' under the UAPA.

According to the NIA spokesperson, the probe in the case showed that Sikhs for Justice, a secessionist outfit floated in the garb of 'human rights advocacy group' with its offices in various foreign countries like the US, Canada, the UK, Australia, is a frontal organisation of Khalistan terrorist outfits operating from foreign soils including Pakistan.

Under this campaign numer-

## Two Kashmiris among 7 die of COVID-19 in Jammu

there have been 631 casualties.

Highest casualties of 318 in the region have been reported from Jammu district followed by 58 Doda, 52 Udhampur, 50 Rajouri, 44 Kathua, 34 Samba, 22 Poonch, 21 each Kishtwar and Ramban and 11 in Reasi district.

In the Union Territory of Ladakh, 76 new Corona cases were reported today including 74 in Leh district and two in Kargil.

This has taken Corona tally in Ladakh to 9046. Among them, 821 are active cases while 8102 have recovered from the virus.

There have been 122 Corona casualties in Ladakh including 79 in Leh and 43 in Kargil district as no fresh fatalities were reported in the Union Territory today.



Troops at the site of encounter at Tiken, Pulwama on Wednesday.

## 3 Al-Badr militants killed in Pulwama

which missed the intended target, resulting in injuries to six civilians including a non-local resident from Uttar Pradesh and a woman from Handwara.

The injured were shifted to a nearby hospital for treatment from where they were referred to SMHS hospital Srinagar for advanced treatment.

The injured were identified the as Ghulam Mohammad Parry son of Mohammad Ramzan Parry, Gulzar Ahmad Khan son Ghulam Mohiuddin, Manzoor Ahmad Bhat son of

Ghulam Mohammad Bhat, Zubair Ahmad Dar son of Ashiq Dar-all residents of Singhpora, Tabasum daughter of Abdul Rehman Bhat, a resident of Doodipora Handwara and Farman Ali of Uttar Pradesh.

The IGP said that one militant of JeM, Tariq Ahmed Bhat son of Bashir Ahmed Bhat of Hanjigund Chadoora in district Budgam was arrested during naka checking.

He said one pistol and ammunition have been recovered from his possession.

## Farmer Unions reject Centre's proposal

A five-member delegation including Congress leader Rahul Gandhi, NCP chief Sharad Pawar and CPI(M) general secretary Sitaram met the President seeking repeal of the farm laws against which thousands of farmers have been protesting on the borders of the national capital for the last 13 days.

The Shiromani Akali Dal alleged that the Centre packaged "old wine in a new bottle" and said the farmers have rightly rejected the proposal.

After Union Home Minister Amit Shah's meeting with farmer leaders last night, the Government sent the proposal offering to make necessary amendments on at least seven issues, including one to allay fears about the weakening of the mandi system.

## Not required to affix posters outside residence of COVID patients: SC

NEW DELHI, Dec 9:

Union Territories are not required "as of now" to affix posters outside the residence of those who test positive for COVID-19 and such an exercise can be done only when direction is issued by a competent authority under the Disaster Management Act, the Supreme Court said today.

The apex court, while taking note of the guidelines issued by the Ministry of Health and Family Welfare, observed that it does not contain any requirement of pasting of posters outside the homes of COVID patients.

"The Union of India has already issued DO letter dated November 19, 2020 extracted above (in the verdict) to guide

the states and Union Territories, we only observe that no state or Union Territory is required to paste posters outside the residence of COVID-19 positive persons, as of now," a bench headed by Justice Ashok Bhushan said.


"The State Governments and Union Territories can resort to the above exercise only when any direction is issued by the competent authority under the Disaster Management Act, 2005. The writ petition is disposed of accordingly," said the bench, also comprising Justices R S Reddy and M R Shah.


The top court delivered its judgement on a plea seeking directions to do away with the practice of pasting posters outside homes of those infected by coronavirus. (PTI)

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**Government of Jammu & Kashmir**  
**J&K Economic Reconstruction Agency (ERA)**  
Project Management Unit  
Jhelum & Tawi Flood Recovery Project (JTFRP)

**JHELUM & TAWI FLOOD RECOVERY PROJECT**

Director Technical, PMU JTFRP invites tenders for the below mentioned works for hospitals of Kashmir through [www.jktenders.gov.in](http://www.jktenders.gov.in). Interested bidders may obtain further information and download the bidding documents from [www.jktenders.gov.in](http://www.jktenders.gov.in)

S.NO.	Name of Work	Bid Security (Rs.)	Cost of Document (Rs.)
1	Supply Installation Testing and Commissioning of oxygen generator plants with manifold system for CHC Beerwah and CHC Chrarri Sharief.	4.6 Lac	Nil
2	Supply Installation Testing and Commissioning of oxygen generator plants with manifold system for MMC Zakura and SDH Kangan.	5.6 Lacs	Nil
3	Supply, Installation, Testing and Commissioning of oxygen generator plants with manifold system for SDH Tral, SDH Keller and CHC Zainapora.	6.6 Lac	Nil
4	Supply, Installation, Testing and Commissioning of oxygen generator plants with manifold system for CHC Qazigund and CHC Yaripora.	4.1 Lac	Nil
5	Supply, Installation, Testing and Commissioning of oxygen generator plants with manifold system for CHC Tangmarg, and SDH Uri.	5.1 Lac	Nil
6	Supply, Installation, Testing and Commissioning of oxygen generator plants with manifold system for SDH Kreeri and CHC Hajin	4.5 Lac	Nil

Bidding documents can be downloaded from [www.jktenders.gov.in](http://www.jktenders.gov.in) from 03-12-2020 to 05-01-2021. The last date for submission of online bids on [www.jktenders.gov.in](http://www.jktenders.gov.in) is 05-01-2021, 1400 hours.

DIP/J-2866-P/20  
Dated: 4-12-2020

Sd/-  
(Er. Basharat J. Kawoosa)  
Director Technical

**Government of Jammu & Kashmir**  
**J&K Economic Reconstruction Agency (ERA)**  
Project Management Unit  
Jhelum & Tawi Flood Recovery Project (JTFRP)

**JHELUM & TAWI FLOOD RECOVERY PROJECT**

Director Technical, PMU JTFRP invites tenders for the below mentioned works for Health Institutions of Jammu and Kashmir through [www.jktenders.gov.in](http://www.jktenders.gov.in). Interested bidders may obtain further information and download the bidding documents from [www.jktenders.gov.in](http://www.jktenders.gov.in)

S.NO.	Name of Work	Bid Security (Rs.) Lacs	Cost of Document (Rs.)
1	Supply Installation Testing and Commissioning of Oxygen Generator Plants with Manifold System for CHC Mendhar CHC Sunderbani and CHC Surankote	6.5	Nil
2	Supply Installation Testing and Commissioning of Oxygen Generator Plants with Manifold System for CHC Banihal, CHC Gandoh and GEH Batote	7.5	Nil
3	Supply Installation Testing and Commissioning of Oxygen Generator Plants with Manifold System for CHC Chenani, CHC Katra, CHC Akhnor and GAH Chowki Choura	8.5	Nil
4	Supply Installation Testing and Commissioning of Oxygen Generator Plants with Manifold System for CHC Bani, CHC Basohli and CHC Hiranagar	6.5	Nil
5	Supply Installation Testing and Commissioning of Oxygen Generator Plants with Manifold System for GAH Gagwal and CHC Ramgarh	4.5	Nil
6	Supply, Installation, Testing and Commissioning of oxygen generator plants with manifold system for SDH Gurez and SDH Tangdar.	5.1	Nil

Bidding documents can be downloaded from [www.jktenders.gov.in](http://www.jktenders.gov.in) from 09-12-2020 to 11-01-2021. The last date for submission of online bids on [www.jktenders.gov.in](http://www.jktenders.gov.in) is 11-01-2021, 1400 hours.

DIP/J-2946-P/20  
Dated: 9-12-2020

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(Er. Basharat J. Kawoosa)  
Director Technical