

Government of Jammu and Kashmir
Forest, Ecology & Environment Department
Civil Secretariat, Jammu/Srinagar

Subject: - Pension case of Sh. Shabir Ahmad Mir, Retired Deputy Forester of Bhaderwah Forest Division - Correction of Date of Birth in Service Records thereof.

Reference: Letter No. PCCF/Estt/NG/2634-35 dated 12.11.2022 from PCCF & HoFF, J&K.

Government Order No: 09 - JK(FST) of 2024
Dated: 09 .01.2024

Whereas, Principal Chief Conservator of Forests & HoFF, J&K vide letter No. PCCF/Estt/NG/2634-35 dated 12.11.2022 has conveyed that Pr. Accountant General (A&E) J&K Jammu vide letter No. PNJ-I/CI/2020-21/1128-29 dated 14.10.2021 has pointed out that date of birth recorded on the first page of service book of Shri Shabir Ahmad Mir retired Dy. Forester of Bhaderwah Forest Division, is mutilated and has requested that correct date of birth be established in order to settle his pension case;

Whereas, Divisional Forest Officer, Bhadarwah Forest Division vide letter No. DFO/Bhad/1878-79 dated 02.07.2022, took the matter with the J&K Board of School Education, Jammu for authenticating the date of birth certificate of the official issued under Serial No. MN 0680 under Roll No. 501731 session March-April 1985, wherein the date of birth of the official has been recorded as 16.07.1961 (Sixteenth July Nineteen Hundred and Sixty One);

Whereas, the J&K Board of School Education, Jammu vide letter No. F(Veri-B)/JD/2022/1889 dated 08-07-2022, has authenticated that the correct date of birth of the official, Shri Shabir Ahmad S/o Mohd Ramzan is 16.07.1961 (Sixteenth July Nineteen Hundred and Sixty One) as per available records;

Whereas, Rule 35AA of J&K Civil Services Regulations, 1956 provides as under:-

(a) **Determination of Date of Birth:** -Notwithstanding anything contained in rules 6.4 and 6.5 of the Jammu and Kashmir Financial Code Volume I, the following provisions shall apply for determination of Date of Birth recording thereof in reference to the Government servants:-

(b) **Recording of Date of Birth in the record of service:**

(i) On production of Date of Birth Certificate by the concerned Government employee in the manner prescribed in clause (a), the concerned Head of Office/Drawing and Disbursing Officer under whose signatures the monthly pay bill of the establishment is paid from the treasury, shall record his/her date of birth in the service book or any other record that may be kept in respect of such Government servant with reference to relevant confirmatory documentary evidence;

(c) Alteration of Date of Birth. The date of birth so declared by the Government servant and accepted and once recorded by the appropriate authority (as specified in clause (b)) in the service book or any other record of service of the Government servant, as the case may be, shall not be subject to any alteration, except in the case of a clerical error without the orders of the Government. No alteration of date of birth of a Government servant shall be made by the Government (Administrative Department) unless a request in this regard is made by the concerned Government servant within a period of five years of his/her entry into Government service and it is clearly established that a genuine/ bonafide mistake has occurred.

(d) Notwithstanding the provisions contained in clause (c) above regarding alteration of date of birth, Government, however, reserves the right to make a correction in the recorded age of Government servant at any time, against the interests of the Government employee when it is satisfied that the age recorded in his/her service book or in the history of services of the concerned Government servant is incorrect and has been incorrectly recorded with the object that the said Government employee may derive some unfair advantage therefrom.

Whereas, the matter has been examined in the Forest, Ecology & Environment Department and after securitizing the available records pertaining to the case, it came to the fore that the minor cutting (numerical) in the date of birth recorded in the service book of the official was due to the clerical error without any mutilation in words;

Whereas, the actual Date of Birth of the official was got authenticated through the J&K Board of School Education, Jammu and established as 16.07.1961 (Sixteenth July Nineteen Hundred and Sixty One) as recorded in the Actual Date of Birth Certificate;

Now, therefore, having regard to the relevant provisions of rule contained in J&K CSR Vol. I and authenticity of the date of birth certificate of the official by the J&K Board of School Education, it is hereby ordered that the correct/actual date of birth of Shri Shabir Ahmad Mir (Retired Deputy Forester), S/o Shri Mohd Ramzan, be treated as **16.07.1961** (Sixteenth July Nineteen Hundred and Sixty One) in his service records.

By Order of the Government of Jammu and Kashmir.

Sd/-

(Dheeraj Gupta), IAS

Financial Commissioner (Additional Chief Secretary)

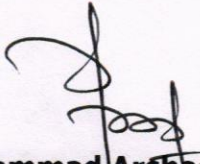
No: FST-NG/139/2022-02(CC-7068289)


Dated: 09 .01.2024

Copy to the:-

1. Principal Accountant General, Jammu and Kashmir, Jammu.

2. Principal Chief Conservator of Forests & HoFF, J&K. **He shall ascertain the reasons for mutilation and the delay in the matter, fix responsibility for the same and submit ATR within 30 days.**
3. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
4. Director, Archives, Archaeology and Museums, J&K.
5. Private Secretary to the Chief Secretary, J&K.
6. Private Secretary to Financial Commissioner (Additional Chief Secretary), Forest, Ecology & Environment Department.
7. Concerned official.
8. I/c Website.
9. Government Order/Stock file (w.3.s.c).


(Mohammad Arshad Jan)

 Under Secretary to the Government 