

Government of Jammu and Kashmir
Home Department
Civil Secretariat, Jammu/Srinagar

Subject: Adoption of date of birth in respect of ASI Mohd. Taj, PID No.ARP-825489.

Government Order No.: 217-Home of 2023
Dated: 27.04.2023

Whereas, the Police Headquarters vide communication No.Estt/DOB-12/2021/24351-53 dated 23.04.2022, forwarded the case for adoption of date of birth of ASI Mohd Taj, PID No.ARP-825489 as **01.05.1965** instead of **01.05.1963**, on basis of recommendations of its "Date of Birth Committee"; and

2. Whereas, examination of the case revealed that ASI Mohd Taj, PID No.ARP-825489, was appointed in J&K Police on **14.12.1982** and during preparation of his Character Roll his date of birth was recorded as **01.05.1963** on the 1st page of his Character Roll; and

3. Whereas, during the course of further examination, it was observed that the case of ASI Mohd. Taj, was brought to the notice of Administrative Department for adoption of date of birth after a gap of about four decades and the "Date of Birth Committee" of Police Headquarters has not considered the relevant Rule position governing alteration of date of birth provided in Article 35-AA(c) of the J&K Civil Services Regulations, which envisages as under:

"(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) above) 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:

Provided that in case of Government servant in service on the date of issue of this Notification, a request for alteration of his/her date of birth may be considered by the Government, for reasons to be recorded in writing, if an application to this effect is made within a period of six months from the date of issue of this Notification:

Provided further that the date of birth so altered would not make him/ her ineligible to appear in any school or University/Board or Public Service Commission Examination in which he had appeared or for entry into Government service, on the date on which he first appeared at such examination or on the date on which he entered Government service.

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(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."

4. Whereas, the case having been examined in light of the available records and provisions contained in the J&K Civil Services Regulations, it was observed that the official has not represented for alteration of his date of birth within the time line prescribed under Rules. Even otherwise also adoption of his date of birth as **01.05.1965**, will render him ineligible for entry into the Government service.

Now, therefore, the claim of ASI Mohd. Taj, PID No.ARP-825489, after having been examined and considered in terms of the relevant documents and the rules governing the subject, is for reasons recorded herein above, found devoid of any merit and hence rejected. The date of birth of the officer shall continue to be treated as **01.05.1963**, as recorded in his Character Roll, at the time of his appointment.

By Order of the Government of Jammu and Kashmir.

Sd/-

(Raj Kumar Goyal), IAS
Financial Commissioner/
Additional Chief Secretary

No:HOME-PNG/121/2022-01 (CC 195229)


Dated: 27.04.2023

Copy to the:

1. Director General of Police, J&K.
2. Principal Accountant General, J&K.
3. Additional Director General of Police, Armed, J&K.
4. Director Archives, Archaeology & Museums, J&K.
5. Commandant JKAP 6th Battalion.
6. Private Secretary to the Financial Commissioner (ACS), Home Department.
7. Incharge Website, Home Department.
8. Government Order file/Stock file.

Copy also to the:

Joint Secretary (JKL), Ministry of Home Affairs, Government of India.


27/04/2023
(Dr. Arvind Karwani) JKAS
Additional Secretary to the Government