

**THE AZAD GOVT. OF THE STATE OF JAMMU & KASHMIR,  
LAW & PARLIMENTARY AFFAIRS SECRETARIAT,  
MUZAFFARABAD.**

Dated the February 1, 1979.

No. 544/SL/79. The following Ordinance made by the President on the 1<sup>st</sup> day of February, 1979, is hereby published for general information:-

(ORDINANCE XVIII OF 1979)

AN

ORDINANCE

to amend the Azad Jammu and Kashmir Civil Servants Act, 1976

WHEREAS it is expedient further to amend the Azad Jammu and Kashmir Civil Servants Act, 1976 (Act VI of 1976), in the manner hereinafter appearing ;

AND WHEREAS the President is satisfied that circumstances exist which render it necessary to take immediate action ;

NOW, THEREFORE, in exercise of the powers conferred by sub-section (1) of Section 41 of the Azad Jammu and Kashmir Interim Constitution Act, 1974, the president is pleased to make and promulgate the following Ordinance:-

1. **Short title and commencement.**- (1) This Ordinance may be called the Azad Jammu and Kashmir Civil Servants (Amendment) Ordinance, 1979.  
(2) It shall come into force at once.
2. **Amendment of Section 12, Act VI of 1976.**- In the Azad Jammu and Kashmir Civil Servants Act, 1976 (Act VI of 1976), hereinafter referred to as the said Act, in Section 12, in clause (iv) for the words 'fifty-fifth year' the words 'sixtieth year' shall be substituted.
3. **Insertion of new Section 12-A, Act VI of 1976.**- In the said Act, after Section 12, the following new Section 12-A, Shall be inserted, namely :-  
**“12-A. Certain persons to be liable to removal or reversion.**- Notwithstanding anything contained in his terms and conditions of service, a civil servant appointed or

promoted during the period from the sixteenth day of April 1975, to the eleventh day of August, 1977, may be removed from service or reverted to his lower post or grade, as the case may be, without notice by the President or a person authorised by him in this behalf, on such date as the President or, as the case may be, the person so authorised may, in the public interest, direct.”

4. **Insertion of new Section 12-B, Act VI of 1976.**- In the said Act, after Section 12-A, the following new Section 12-B, shall be inserted, and shall be deemed always to have been so inserted, namely :-

**"12-B. Extension of service.**- (1) A civil servant who has attained the age of retirement should ordinarily be required to retire, and should not be retained in service except where unquestionable public grounds for retention exist which must be recorded in writing, and there is not doubt as to the physical fitness of the civil servant.

- (2) Each civil servant's case should be taken up when he is approaching the age of retirement and before the expiry of each extension of service Extensions may not be granted for any period exceeding one year at one time.”

(Brigadier Mohammad Hayat Khan)  
President,  
Azad Jammu & Kashmir.

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Sd/- (Sardar Aftab Ahmed Khan)  
Secretary Law.