

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

Dated the 1st October, 1980.

No. 5531/LD/80. The following Ordinance made by the President on the 1st day of October, 1980, is hereby published for general information :-

(ORDINANCE CLXV OF 1980)

AN

ORDINANCE

further 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.**- This Ordinance may be called the Azad Jammu and Kashmir Civil Servants (Amendment) Ordinance, 1980.

(2) It shall come into force at once.

2. **Amendment of Section 7, Act VI of 1976.**- In the Azad Jammu and Kashmir Civil Servants Act, 1976 (VI of 1976), in Section 7, after sub-section (4), the following new sub-section (5) shall be inserted ,-

"(5) Notwithstanding anything contained in this Act or in any other law for the time being in force, a medical practitioner who following his release from Service with the Armed Forces after having rendered satisfactory service under the compulsory Service in the Armed Forces Ordinance 1971 (XXXI of 1971) of Pakistan for a period of not less than two years, enters employment of the Government shall be entitled to count towards his seniority in such employment the period of service rendered by him under the aforesaid Ordinance and to his pay in such employment being fixed after giving him credit for the services so rendered."

3. **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.
4. **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 authorized by him in this behalf, on such date as the President or, as the case may be, the person so authorized may, in the public interest, direct."
5. **Amendment of Section 13, Act VI of 1976.-** In the said Act, in Section 13 after sub-clause (1), the proviso shall be deleted and shall be deemed always to have been so deleted.
6. **Savings.-** Notwithstanding any judgment, decree or order of any court including High Court, everything done, all actions taken, notifications issued, orders or appointments made, proceedings initiated, jurisdiction or powers exercised under the provisions of the Azad Jammu and Kashmir Civil Servants (Amendment) Ordinance, 1977 (Ordinance XII of 1977) or its succeeding Ordinances issued from time to time shall be deemed to have been validly done, taken, issued, made initiated or exercised under this Ordinance.
7. **Repeal.** - The Azad Jammu and Kashmir Civil Servants (Amendment) Ordinance 1980 (Ordinance CXXXVII of 1980) is hereby repealed.

(Mohammad Hayat Khan)
President
Azad Jammu & Kashmir
Sd/- (Khalil Ahmed Qureshi)
Secretary Law.