



THE J&K BOARD OF PROFESSIONAL ENTRANCE EXAMINATIONS (BOPEE)

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Subject: Provisional Selection of the NEET UG candidates for admission to the MBBS/BDS Courses for the Academic Session 2023-24: Cancellation of provisional admission of **Faris-ul-Islam** S/O Gh. Hassan Bhat, R/O Ajas Bandipora for undergoing MBBS course-2023 under PwD category in the SKIMS Srinagar thereof.

Reference: (i) Notification No. 045-BOPEE of 2023 dated 27.07.2023,
(ii) Notification No. 057-BOPEE of 2023 dated 11.08.2023
(iii) SKIMS Medical College Bemina Srinagar Letter No. SKIMS/MC/Acad/3162-68, dated: 21.12.2023.

Notification No: 010-JKBOPEE of 2024.

Dated: 01-02-2024.

1. Whereas, in order to conduct uniform entrance examination for admissions in all medical education institutions for under-graduate and post-graduate levels, the Medical Council of India (MCI), now NMC, in the year 2010, notified a single Entrance Examination for the candidates, namely, the National Eligibility-cum- Entrance Test (NEET) to be conducted by the National Testing Agency (NTA);
2. Whereas, vide Public Notice dated 06.03.2023 issued by National Testing Agency, applications were invited from the candidates for appearing in the NEET, which was conducted on 07.05.2023. After declaration of the NEET-UG result by the National Testing Agency (NTA), New Delhi on 30.06.2023, the Ministry of Health and Family Welfare, Government of India provided the result of the candidates belonging to the UT of J&K/Ladakh, who had appeared in the National Eligibility Entrance Test (NEET) to the JKBOPEE; and

3. Whereas vide Notification No.035-BOPEE of 2023 dated 06.07.2023 JKBOPEE notified the Roll Number-wise list of the candidates of UT of J&K/Ladakh who have appeared in NEET-UG 2023 conducted by the National Testing Agency (NTA); and
4. **Whereas**, JKBOPEE vide Notification No.041-BOPEE of 2023 dated 15.07.2023 notified for the online registration of NEET-UG 2023 candidates belonging to UT of J&K/Ladakh; and
5. **Whereas**, the J&K BOPEE vide Notification No.045-BOPEE of 2023 dated 27.07.2023, issued the Provisional Merit List (PML) of NEET-UG-2023 candidates belonging to UT of J&K and Ladakh and subsequently vide Notification No.048-BOPEE of 2023 dated 31.07.2023 notified the conduct of online counselling of eligible candidates of NEET-UG 2023 for filling up of online preferences and updated rank wise provisional merit list.
6. **Whereas**, vide Notification No. 057-BOPEE of 2023 dated 11.08.2023 JKBOPEE issued the Provisional Selection List of the eligible candidates for UT of J&K/Ladakh for NEET-MBBS/BDS Courses, 2023 and in the said Notification No. 057-BOPEE of 2023 dated 11.08.2023 it was clearly mentioned in Note para 1 and 2:

“1. The admission of the candidates is purely provisional and shall be liable to be cancelled in case any information furnished by any candidate proves to be false/ fabricated, and action as warranted under law shall be initiated against such candidates.

2. It is hereby implored upon the management of all colleges/ institutions to ensure the veracity of documents, particularly the category certificates wherever the admission is to be

granted in lieu of a particular reserved category. So far as the persons with disability are concerned, if selected in open merit or against a reserved category it shall be ensured that his/ her PwD certificate /eligibility is in conformity with NMC(MCI) /DCI guidelines, regulations framed by the concerned regulatory authority and wherever required shall refer the matter to concerned Medical Board to assess such candidates and make recommendations based on which institution shall take further necessary action. In case any candidate does not fulfill the benchmarks of eligibility as per NMC/DCI guidelines, his/ her admission shall be cancelled on his/ her risk and responsibility under intimation to the Board.”

7. **Whereas**, accordingly, in pursuance of the above said notification, SKIMS Medical College Bemina Srinagar referred the candidates provisionally selected under PwD category including above named **Faris-ul-Islam S/O Gh. Hassan Bhat, R/O Ajas Bandipora** (NEET Roll No. 2502140077, UT Rank 3520, category PwD/EWS) who was provisionally selected for admission to MBBS course under the category of *Persons with Disability* (PwD) in the SKIMS Medical College Bemina Srinagar vide Notification No. 057-BOPEE of 2023 dated: 11.08.2023 to the designated Medical Board to assess and verify the genuineness of their disability certificates ;
8. **Whereas**, after due examination and assessment, the constituted Board /Experts submitted their Report and in light of the same, the authorities at SKIMS Medical College Bemina Srinagar, vide letter No. SKIMS/MC/Acad/3162-68, dated: 21.12.2023 communicated the specific recommendations regarding admission of the above-mentioned

Faris-ul-Islam S/O Gh. Hassan Bhat, R/O Ajas Bandipora provisionally selected under the PwD category, (verbatim) as under

Faris-ul-Islam S/o Ghulam Hassan Bhat

Ph. No. 6006443627

The preliminary examination was conducted by the Medical Board of SKIMS Medical College and the committee recommended that the said candidate needs to be referred to the Department of ENT, SMHS for further evaluation through Audiologist as the said facility is not available in the SKIMS NCH Bemina. Accordingly the candidate was referred to the HOD ENT GMC, Srinagar for further evaluation and the report received from HOD ENT, GMC Srinagar is as under:

The Hearing assessment reveal that he has mild Sensorineural Hearing loss in Right Ear and Moderate Mixed Hearing loss in left Ear giving him a score of 36% Hearing disability (as per guidelines for the purpose of assessing the extent of special disability in a person included under R-PWD Act 2016) notified by Govt. of India vide S.O 76 (E) dated: 04.01.2018.” and :

9. *Whereas, in view of the Medical examination report/recommendations furnished by the SKIMS Medical College Bemina Sringar, and as per the Guidelines regarding admission of students with “Specified Disabilities” under the Rights of Persons with Disabilities Act, 2016 with respect to MBBS course.*

It emerges that Mr. Faris-ul-Islam S/O Gh. Hassan Bhat, R/O Ajas Bandipora (NEET Roll No. 2502140077, UT Rank 3520) does not fulfil the requisite criteria of eligibility for admission to Medical Course(MBBS) under the category of *Persons with Disability* (PwD) and further he has produced false/fabricated information and concealed material facts with the intention to mislead; ***an***

10. **Whereas**, Section 22 of J&K Reservation Act 2004 under the heading Penalty for contravention of the provisions of the Act, clearly states that:

“Any person who obtains a certificate under the Act by misrepresentation, fraud or concealment of any material fact or impersonation shall, in addition to prosecution under the law for the time being in force, be liable to

- a) cancellation of the certificate and forfeiture of benefit;
- b) removal or dismissal from service; and
- c) fine of not less than rupees ten thousand.”

11. **Whereas**, the above factual position clearly demonstrates that the candidate has not only managed to get the provisional admission in the MBBS course by fraudulent means but also spoiled the career of a meritorious candidates, who may have got admission on the said seats in place of **Faris-ul-Islam** which act on her part not only warrants cancellation of her provisional admission in terms of the relevant rules but is also liable to be proceeded against as per the law.

12. **Whereas**, consequent upon the report of the Special Medical Board of the SKIMS Srinagar, conducted on the Provisionally selected said candidate **Faris-ul-Islam** admitted in the SKIMS Srinagar made under PwD Category for MBBS Course for the session 2023-24 is required to be cancelled ab-initio as per the mandate of the Board which has made the selection of the said candidate in the SKIMS Srinagar with the approval of the competent authority in the said category on the basis of the requisite category certificate which has now been proved to be not in consonance with the benchmark disability of the candidate; and

13. **Whereas**, the concerned candidate has managed to get admission in the Professional Course (MBBS) on the basis of a fake/forged certificate, as established by the concerned department and as such her admission is liable

to be cancelled and action as warranted under rules is required to be initiated against her for this act;

14.

Now, therefore, in view of the above factual position the provisional admission of **Faris-ul-Islam S/O Gh. Hassan Bhat, R/O Ajas Bandipora** for pursuing the MBBS-Course in the SKIMS Medical College Bemina, Srinagar in pursuance of the provisional selection made by the J&KBOPEE vide Notification No. 057-BOPEE of 2023 dated 11.08.2023, shall and shall be deemed to have been cancelled ab initio.

By Order.

Sd/-
**Controller of the Examinations
J&K BOPEE**

No.BOPEE-EXAM/33/2023 (7376018)

Dated. 01-02-2024.

Copy to the:

1. Commissioner/Secretary to the Government, ARI & Trainings Department, J&K Civil Secretariat, Jammu/Srinagar for favour of information.
2. Secretary to the Government, Health & Medical Examination Department J&K Civil Secretariat, Jammu/Srinagar for favour of information.
3. Director, SKIMS Srinagar for information.
4. Secretary, J&K BOPEE for information.
5. Registrar Academic, SKIMS Medical College Bemina Srinagar for information. This is in reference to his letter No. SKIMS/MC/Acad/3162-68, dated: 21.12.2023.
6. Private Secretary to the Chairman, J&K BOPEE for kind information of the Chairman.
7. Concerned candidates for information.
8. Stock file.