Sr.No. 30

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU

Case: WP (C) No. 2220/2024
CM No. 5401/2024

Kamal Mahendru ….Appellant/Petitioner(s)

Through :- Mr. Touseef Zargar, Advocate.

V/s

U.T of J&K and others ….Respondent(s)

Through :- Mr. Rajesh Thapa, AAG.

Coram: HON'BLE MR. JUSTICE WASIM SADIQ NARGAL, JUDGE

ORDER
24.12.2024

01. The petitioner, through the medium of the instant petition, is seeking direction upon the respondents to release the gratuity and commutation amount along with interest @18% to be computed annually in favour of the petitioner w.e.f., 31.05.2018 i.e., from the date of retirement of the petitioner as the same has been kept withheld in an arbitrary and mechanical exercise of power of the respondents.

02. The Ministry of Personnel, Public Grievances and Pensions (Department of Personnel and Training) has issued Notification No. G.S.R. 276(E) dated 29.04.2020 read with Notification No. G.S.R. 317(E) dated 28.05.2020 vide which the jurisdiction to decide the service disputes of the employees of the Union Territory of Jammu and Kashmir and Ladakh has been conferred on the Central Administrative Tribunal, Jammu Bench. After the abrogation of Article 370, the jurisdiction to decide the service disputes of the employees of the Union Territory of J&K would be with the Central Administrative Tribunal.

03. In view of the above, the instant matter requires to be adjudicated upon by the Central Administrative Tribunal (CAT), Jammu Bench.

04. Registry, therefore, is directed to transfer the records of the case to CAT, Jammu Bench after retaining soft copy thereof for record purposes.

05. Parties are directed to cause their appearance before the CAT, Bench Jammu on **03.02.2025.**

Disposed of.

(Wasim Sadiq Nargal)
Judge

Jammu:
24.12.2024
Renu

HIGH COURT
OF JAMMU & KASHMIR AND LADAKH

Renu Bala
2024.12.26 17:34
I attest to the accuracy and
integrity of this document