S. No. 24

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU

SWP No. 3460/2014
IA No. 473/2015

Satish Kumar …..Appellant(s)/Petitioner(s)

Through: Ms. Surinder Kour, Sr. Advocate with
Mr. Michael Singh Dogra, Advocate.

V/s

State of J&K & Ors. ….. Respondent(s)

Through: Mr. Raman Sharma, AAG.

CORAM: HON'BLE MS. JUSTICE MOKSHA KHAJURIA KAZMI, JUDGE

ORDER
(23.10.2026)

01. Petitioner, through the medium of this petition has prayed for the following reliefs;-

(a) to quash Panel issued by Zonal Education Officer, Chowki Choura by which the respondents have kept the name of private respondent No. 6, Madhu Sharma for engagement as RET in Govt. High School, Nathal under ALC category, ignoring the better claim of the petitioner, who is fully eligible and entitled for the same under ALC category, by issuance of writ of certiorari;

(b) to issue directions to the respondents to consider the case of the petitioner for selection/appointment on the post of Rehbar-e-Taleem in Government High School, Nathal, Zone Chowki Choura under ALC category as the petitioner is fully eligible and entitled for the same,by issuance of writ of mandamus;

(c) to declare Panel issued by Zonal Education Officer, Chowki Choura by which the respondents have kept the name of private respondent No. 6, Madhu Sharma for engagement as RET in Govt. High School, Nathal under ALC category,

ignoring the better claim of the petitioner, who is fully eligible and entitled for the same under ALC category, as ultra virus, illegal, arbitrary, unconstitutional, unjust and contrary to the provisions of law and rules and against the provisions of principles of natural justice, by issuance of writ of mandamus.

02. Learned counsel for the petitioner states that the petitioner had challenged the selection of respondent No. 6, in the tentative selection list under ALC Category.

03. Mr. Raman Sharma, learned AAG, appearing on behalf of the respondents has stated at Bar that the instant petition is not covered in terms of judgment passed by the Apex Court in case titled, ***"Union Territory of Jammu & Kashmir & Ors Vs. Saba Wani",*** on account of the fact that only the tentative select list was prepared in the year 2014. He further states that he is under instructions to state that neither the advertisement Notice No. 11 of 2014 dated 23.08.2014, would be taken into account by the respondents nor the post which was advertised, would be filled up by the respondents in defiance of the judgment (supra). His statement is taken on record.

04. In view of the above, the instant petition along with connected application(s), is ***dismissed*** as having been rendered infructuous.

05. Interim direction, if any, shall stand vacated.

(MOKSHA KHAJURIA KAZMI)
JUDGE

Jammu
23.10.2026
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