Sr. No. 15

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU

LPA No.227/2026 in
SWP No.1192/2013
CM No.7394/2026

Date of Pronouncement: 21.10.2026
Date of uploading: 22.10.2026

Tahmeema Jameel and Anr. .....Applicant(s)/Petitioner(s)

Through :- Mr. Sheikh Anwar, Advocate.

v/s

UT of J&K & Ors. .....Respondent(s)

Through :-

CORAM: HON'BLE MR. JUSTICE SANJEEV KUMAR, JUDGE
HON'BLE MR. JUSTICE MA CHOWDHARY, JUDGE

ORDER
21.10.2026

CM No. 7394/2026

01. This *intra Court* appeal is delayed by 1165 days and there is no cogent explanation rendered and, therefore, the appeal is patently barred by delay, however, having regard to the nature of controversy involved, we have decided to hear the appeal on merits and the delay is, accordingly, condoned.

02. For the reasons stated hereinabove, the application is allowed and the delay of 1165 days in filing the appeal is condoned.

LPA No.227/2026

01. This appeal arises out of an order and judgment dated 01.06.2023 passed by the learned Single Judge of this Court ["**the Writ Court**"] in SWP No. 122/2013 c/w SWP No. 1192/2013, whereby the writ petitions including the one filed by the appellants herein have been dismissed.

02. Admittedly, the challenge before the Writ Court was to the tentative panel prepared by the respondents in which, the names of three candidates,

namely, Ms. Priyanka Thakur, Ms. Sapna Manhas and Mr. Surinder Kumar had figured and the names of the appellants herein were excluded. This tentative panel was subject matter of challenge before the Writ Court. While the writ petition was pending, the Government closed the ReT scheme vide Government Order No. 919-Edu of 2018 dated 16.11.2018. The Writ Court took note of the closure of the scheme and found that in view of the issuance of Government Order of 2018 (supra), the persons figuring in the tentative panel had no accrued right vested in them to seek appointment. It is in these premises, the petitions were dismissed.

03. Feeling aggrieved, the appellants filed a highly belated appeal.

04. Having heard learned counsel for the appellants and perused the material on record, we are of the considered opinion that the controversy raised in this appeal is fully covered by the judgment rendered by the Hon'ble Supreme Court in the case titled "*UT of J&K and Others vs. Saba Wani*" **2026 INSC 439**. Only the candidates who were in the select panel, have been permitted to be appointed as ReT. The appellants, admittedly, being not in any panel, tentative or final, are not entitled to appointment in view of the judgment of the Hon'ble Supreme Court. Otherwise also, with the closure of ReT Scheme, in terms of Government Order No. 919-Edu of 2018 dated 16.11.2018, no selection process can be directed to be carried forward and taken to its logical end.

05. For the foregoing reasons, we do not find any merit in this appeal and the same is, accordingly, dismissed.

(MA Chowdhary)
Judge

(Sanjeev Kumar)
Judge

JAMMU
21.10.2026
Eva

HIGH COURT OF JAMMU & KASHMIR AND LADAKH