Serial No. 52
Cause list

HIGH COURT OF JAMMU & KASHMIR AND LADAKH AT SRINAGAR

CCP(S) 245/2025 in[WP(C) 527/2025]

AAQIB HUSSAIN AND ORS. **…Appellant(s)/Petitioners(s)**

Through: Mr. Owais Shafi, Advocate

Vs.

NASEER IQBAL AND ORS. **...Respondent(s)**

Through: Mr. Syed Faisal Qadri, Sr. Advocate with
Ms. Sameena Altaf, Advocate

CORAM:

HON'BLE MR. JUSTICE RAJESH SEKHRI, JUDGE.

ORDER

28.10.2026.

The writ court, vide judgment dated 05.07.2025, passed in ***WP(C) 708/2023*** titled ***'Mushtaq Ahmad Shah and Ors. vs. University of Kashmir and Ors',*** along with connected matters, directed the respondents to allow the petitioners to continue as contractual lecturers in the respective departments till such time they create and put in place a core faculty for imparting education to the students. The respondent-university was also given liberty to dispense with the engagement of the petitioners on non-performance or disciplinary grounds.

This judgment came to be assailed by the respondent university and the Division Bench, vide judgment dated 07.11.2025, passed in LPA 169/2025, titled '***University of Kashmir and others vs. Saba Manzoor and others',*** along with connected LPAs, modified judgment of the writ court *inter alia* by providing that direction of the writ court to the appellant-University not to replace the existing contractual arrangements by a similar arrangement is restricted only to the departments where there is requirement of teaching faculty but same is not met due to inability of the appellants to make regular selections. The LPA court clarified that in the departments where the need to go for *ad hoc* temporary/academic arrangements has ceased to exist, there shall be no

direction to the appellant-University to continue *ad hoc*/temporary/academic arrangement faculty beyond the term of their contract.

Mr. Syed Faisal Qadri, learned senior counsel for the respondents has produced a communication No. F(Gen.corres)LEGC/KU/26 dated 27.10.2026 addressed by Deputy Registrar (Legal Cell) to indicate that Petitioner No. 1, namely Mr. Aqib Hussain, was not offered the position of Contractual Assistant Professor in the Department of Mechanical Engineering, North Campus, Baramulla, because no such requirement existed at the campus for the current academic session and no other person has been engaged through a similar arrangement in his place, petitioner No. 4, Ms. Sania Qadri, though offered to serve as Contractual Assistant Professor at the Institute of Technology, Zakura Campus, University of Kashmir, but she did not join the position and is not working with the University and Petitioner No.6- Dr. Arjumand Rasool, was though offered the position of Contractual Assistant Professor in the Department of Mechanical Engineering, Institute of Technology, Zakura Campus, University of Kashmir but she did not join the campus on 04.04.2026 and, subsequently, she resigned. Rest of the petitioners continue to serve as Contractual Assistant Professors.

Copy of the communication is taken on record.

In view of the aforesaid communication, since the judgment passed by the writ court and modified by the LPA court stands complied with, the present petition does not survive.

Contempt is closed.

Contempt petition is disposed of.

(RAJESH SEKHRI)
JUDGE

Srinagar:
28.10.2026.
Misba