

HIGH COURT OF JAMMU AND KASHMIR AT JAMMU

OWP No.1986/2017, MP No.01/21017

Date of order: 30.11.2017

Rajinder Thusoo	Vs.	State and Ors.
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Coram:

Hon'ble Mr. Justice Alok Aradhe, Judge

Appearing counsel:

For Petitioner/Appellant(s) :	Mr. K L Pandita, Advocate.
For respondent (s) :	Mr. Manuj Mahajan, GA vice Mr. Ehsan Mirza, Dy.AG.

i/	Whether to be reported in Press/Media	:	Yes/No
ii/	Whether to be reported in Digest/Journal	:	Yes/No

With consent of learned counsel for the parties, the matter is heard finally. In this petition, the petitioner inter alia seeks writ of certiorari for quashing order dated 13.02.2016 passed by respondent No.2 by which the application of the petitioner for fresh registration under relief category has been rejected.

When the matter was taken up today, learned counsel for the petitioner submits that with regard to his grievances, the petitioner has submitted a representation to the respondent No.3 and the aforesaid authority be directed to re-consider the claim of the petitioner in light of Government Order Number 107/GR/ER/REV of 1990 dated 15.05.1990 and also in the light of recommendation made by the respondent No.3 dated 06.09.2017 and verification report submitted by the SSP CID Srinagar as well as to treat him on the parity with other migrants who were similarly situated and circumstanced and whose favour migrant ration cards have been issued which also includes the brother of the petitioner, by a speaking order within fixed time limit.

On the other hand, learned GA submits that suitable action on the representation shall be taken in accordance with law.

In view of the aforesaid submissions and facts of the case, the writ petition is disposed of with the direction to competent authority to re-consider the claim of the petitioner, in light of Government Order Number 107/GR/ER/REV of 1990 dated 15.05.1990 and also in the light of recommendation made by the respondent No.3 dated 06.09.2017 and verification report submitted by the SSP CID Srinagar, being a migrant and will also consider his claim for being entitled to get the benefits which other migrants are getting from the State, as well as to treat him on the parity with other migrants who were similarly situated and circumstanced and whose favour migrant ration cards have been issued which also includes the brother of the petitioner by a speaking order within a period of six weeks from the date of receipt of certified copy of the order passed today. It is made clear that this Court has not expressed any opinion on merits of the case of the petitioner.

With the aforesaid direction, the writ petition is disposed of, along with connected MP.

(Alok Aradhe)
Judge

Jammu
30.11.2017
Raj Kumar