

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT SRINAGAR

CPSW No. 128/2007

Javed Ahmad Tak

.....Petitioner(s)

Through: None.

V/s

Chief Secretary

..... Respondent(s)

Through: None.

CORAM:

Hon'ble Mr. Justice Sanjay Dhar, Judge.

ORDER

The letter petition has been filed by Javed Ahmad Tak seeking compliance of the order dated 08.05.2006 passed by the writ court in SWP No. 593/2006. Vide the aforesaid judgment, a direction has been issued to the respondents to consider and dispose of the recommendation made by the Human Rights Commission on the analogy of Ramesh Kumar S/o Bran Lal R/o Dhalla Tehsil Thatri District Doda .

Pursuant to the notice issued by the respondents, the statement of facts dated 17th June 2007 and 20th May 2008 have been filed. In the said statement of facts, it has been clearly stated by the respondents that the case of the Ramesh Kumar was not similar to the case of the petitioner inasmuch as Ramesh Kumar who was injured in bomb blast was appointed as Junior Assistant in relaxation of the rules whereas the petitioner was seriously injured by unidentified gunmen and he is not seeking his own appointment but he is seeking appointment of his sister. According to the respondents, the case of the petitioner is not similar to that of aforesaid Ramesh Kumar and is not covered under rules issued under SRO 43 of 1994. It is further averred in the statement of facts that the petitioner could not be given appointment and as an such ex-gratia relief to the tune of Rs. 75,000 and further sum of Rs. 52,100 has been paid to him for purchase of one wheel chair and one gel cushion.

In view of the statement of facts filed by the petitioner, it appears that the judgment of this Court stands complied with and as such the proceedings do not survive. If at all, the petitioner has any grievance against the rejection of his claim for appointment of his sister on compassionate basis, he is at liberty to avail appropriate remedy.

(Sanjay Dhar)
Judge