

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT SRINAGAR

WP (C) no. 1831/2020

Muzaffar Ahmad Sheikh and others

Petitioner(s)

Through: Mr Ahmad Javaid, Advocate

v.

Union Territory of JK and others

Respondent(s)

Through: Mr Mohsin Qadri, Sr. AAG with
Mr Ilyas Nazir, GA

CORAM:

Hon'ble Ms Justice Moksha Khajuria Kazmi, Judge

ORDER

31.10.2022

The petitioners are seeking implementation of the communication dated 27th April, 2019, issued by the Chief Engineer, PHE/I&FC Department, Jammu, bearing no. 1738-97, addressed to the Commissioner Secretary to the Government, PHE/IRRi &FC Department Jammu, whereby a proposal for utilizing the services of the seasonal workers throughout the year has been submitted for consideration. The further prayer of the petitioners is that their case be considered in terms of the J&K Casual and other Workers Regular Engagement Rules, 2017 notified in terms of SRO 520 dated 21.12.2017.

Heard learned counsel for the parties and considered the submissions made.

Having regard to the innocuousness of the relief prayed for coupled with the fact that this court, in the identical matters, has shown indulgence and passed certain orders, the instant writ petition is also taken up for final disposal at its threshold.

Accordingly, the writ petition is disposed of at this stage with a direction to the respondents to consider the claim of the petitioners who are working as seasonal workers for their deployment throughout the year by application of Rule 7 of SRO 520 of 2017. Respondents shall also consider the claim of their permanent absorption as and when they become entitled to such benefit under SRO 520 of 2017. The respondents shall not disengage the petitioners in disregard of the applicable law.

Disposed of on the above lines.

(Moksha Khajuria Kazmi)
Judge