

THE HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT SRINAGAR

WP(C) no. 1442/2022
CM no. 3482/2022

Abdul Aziz Nailoo

...Appellant(s)/Petitioner(s)

Through: Mr. Bilal A Malla, Advocate

Vs.

UT of JK and others

...Respondent(s)

Through: Mr. Mohsin Qadiri, Sr. AAG with Ms. Maha Majeed, Adv.

CORAM:

HON'BLE MR. JUSTICE VINOD CHATTERJI KOUL, JUDGE

ORDER
31.01.2023

The petitioner is seeking a direction in the nature of mandamus to the respondents to pay him the legitimately earned wages from November 2016 @ Rs.2500/- per month along with 9% interest and also to pay him the litigation charges of Rs.2.00 Lacs.

The petitioner claims that he had been working as Sweeper in the year 1989 as Contingent Paid Worker in the respondent department and he had not been paid wages till date.

The respondents have filed their reply; perusal of which makes it clear that they have admitted the claim of the petitioner insofar as petitioner's wages are concerned. Para 3 of the reply is relevant to be taken note of:

"Furthermore, in similar cases of the other Districts, the matter has already been taken up with the Director General, Accounts and Treasuries with the request to convey necessary instructions/guidelines which are still awaited from the Director General, Accounts and Treasuries, J&K, Srinagar. Further, it is to submit here that the answering respondents have not at all denied release of wages to the petitioner; instead it is the Treasury Officer Sogam who prior to submission of wages bills at respective

treasury seek to ensure that the Accounts Head Wages (Outsourcing) is made operational for payment of wages in favour of the petitioner.”

In view of the objection raised by the Treasury Officer, respondents would comply with the requirement of making Accounts Head Wages (Outsourcing) operational, so that wages are paid to the petitioner. Same would be done within two weeks.

Learned counsel for the petitioner submits that he would be satisfied in case this petition is disposed of with a direction to the respondents to pay the wages as admitted by them after complying the requirement within reasonable time.

Accordingly, this petition is **disposed of** with a direction to the respondents to pay the wages admitted by the respondent in the reply in favour of the petitioner within four weeks positively.

Disposed of along with connected CM(s).

**(VINOD CHATTERJI KOUL
JUDGE)**

SRINAGAR
31.01.2023
“*Imtiyaz*”