

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT SRINAGAR

WP(C) 1404/2022
CM(3369/2022)
CM(5401/2022)

Abdul Rashid Shah.

...Petitioner(s)

Through: Mr. M. Y. Bhat, Senior Advocate with
Mr. Sajid Ahmad Bhat, Advocate.

Vs.

Union Territory of J&K and Others.

...Respondent(s)

Through: Ms. Shaila Shameem, Assisting Counsel vice
Mr. Rais Ud Din Ganai, Dy. AG.

CORAM:

HON'BLE MR. JUSTICE WASIM SADIQ NARGAL, JUDGE.

ORDER

31.01.2024

The record reveals that none has appeared on behalf of respondents on 22nd September, 2023 as also on 20th November, 2023. Even action taken report in terms of order dated 9th November, 2022 followed by order 22nd September, 2023, has not filed as on date.

This Court vide order dated 28th September, 2022 directed the respondents to consider the review of the suspension of the petitioner in the light of the judgment of the Apex Court in case titled *Ajay Kumar Chowdhary vs Union of India through Secretary and Ors. reported in (2015) 7 SCC 291* and till date, the action taken report has not been filed and the order passed by this Court mentioned supra has not been implemented in its letter and spirit.

In the aforesaid backdrop and in the interest of justice, one week last and final opportunity is given to the respondents to comply the aforesaid order dated 28th September, 2022 positively, failing which, Respondent No. 1 shall appear in person before Court.

At this stage, Ms. Shaila Shameem, learned Assisting Counsel appeared on behalf of Mr. Rais Ud Din Ganai, the learned Deputy Advocate General and she assures this Court that the order passed by this Court on 28th September, 2022 shall be implemented in letter and spirit on or before the next date of hearing.

List again on 12th February, 2024, with liberty to the learned senior counsel for the petitioner to make a mention.

(WASIM SADIQ NARGAL)
JUDGE

SRINAGAR:
31.01.2024
“Hamid”

