

**IN THE HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT SRINAGAR**

WP(C) PIL No.19/2020
CM No.7131/2024

Musab Omer ...Petitioner(s)/Appellants.

Through: Ms. Aisha Zahgeer, Advocate.

Vs.

Union of India and others.Respondent(s)

Through: Mr. T. M. Shamsi, DSGI, with
Ms. Rehana Qayoom, Advocate.
Mr. Mubashir Malik, Dy.AG, vice
Mr. A. R. Malik, Sr. AAG.

CORAM:
HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE RAJNESH OSWAL, JUDGE

ORDER
06.05.2025

The records show that the matter is being tried in public interest by this Court since December, 2022.

And this Court on May 10, 2023 had passed the following order:

“Section 44 of The Protection of Children from Sexual Offences Act, 2012 mandates monitoring of effective implementation of the provisions of the aforesaid Act by the concerned State Commission for protection of child rights.

It has been submitted that no such Commission has been constituted in the UT of Jammu and Kashmir as well as in UT of Ladakh.

Considering the statutory role assigned to the Commission for effective implementation of the Act, non-constitution would be a serious lapse on the part of the authorities concerned.

Before we issue specific directions in this regard, we require authorities to place on record the steps taken for constitution of this Commission.”

Upon sifting through the records and orders passed by this Court from time to time, it appears that even though a considerable time has elapsed but in essence, the matter has not made any tangible progress. Even the compliance report in terms of order dated 24th December, 2024 has not been furnished.

That being so, learned counsel for the respondents submits it would be expedient if the Secretary to the Government, Social Welfare Department, Union Territory of Jammu & Kashmir, is requested to appear in person before we proceed with the matter any further.

Accordingly, we request the Secretary to the Government, Social Welfare Department, Union Territory of Jammu & Kashmir, to appear on the adjourned date in person or through virtual mode.

List on 8th May, 2025, to be shown at no.1 in the list.

(RAJNESH OSWAL)
JUDGE

(ARUN PALLI)
CHIEF JUSTICE

Srinagar
06.05.2025
Abdul Qayoom, Secy.