

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

WP(C)PIL 19/2020
CM(7131/2024)

MUSAB OMER

...Petitioner(s)/appellant(s)

Through: Ms. Ayshia Zehgeer, Advocate

Vs.

UNION OF INDIA AND ORS.

...Respondent(s)

Through: Mr. Mohsin Qadiri, Sr. AAG.
Mr. Mubashir Majid Malik, Dy. AG., with
Mr. Mohammad Younis, Assisting Counsel.
Ms. Rehana Qayoom, Advocate, vice
Mr. T.M. Shamsi, DSGI.

CORAM:

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE RAJNESH OSWAL, JUDGE

ORDER

08-05-2025

1. For despite repeated orders passed by this Court, the State Commission for Protection of Child Rights, in terms of Section 44 of the Protection of the Child from Sexual Offences Act, 2012, has not been constituted, we were constrained to request the Secretary to the Government, Social Welfare Department, Union Territory of J&K, to appear before this Court. Accordingly, Mr. Sanjeev Verma, Secretary, Social Welfare Department, has joined the proceedings virtually.

2. We interacted with him at length, and he fairly admits that although the advertisement to select and appoint the members, as also the Chairperson of the Commission, was issued way back in June, 2023, but the process of selection is still at the nascent stage. However, considering the sensitivity of the matter, as also that a considerable time has already elapsed, he prays for a short accommodation to furnish a specific affidavit indicating the precise time that is required to complete the selection process.

3. That being so, and before we proceed any further in the matter, the proceedings are deferred to 02.06.2025.

4. Status report, as indicated above, be filed a week prior to the adjourned date, with an advance copy to the counsel for the petitioner.

5. However, at this stage, learned counsel for the petitioner submits that, in fact, what is sought to be urged before this Court is actually contrary to the stand set out in the response/reports that have been filed so far.

6. Be that as it may, before we record any order on merits, we consider it necessary to afford one last opportunity to the respondent-authorities to make their positions clear, to enable us to address the matter in issue.

(RAJNESH OSWAL)
JUDGE

(ARUN PALLI)
CHIEF JUSTICE

SRINAGAR
08-05-2025
Junaid

