

Serial No. 128
Suppl Cause List.

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT SRINAGAR

WP(C) 1803/2025 CM(4716/2025).

GHULAM MOHAMMAD LONE(SENIOR CITIZEN).

...Petitioner (s)

Through: Mr. M.A. Beigh, Advocate.

VERSUS

UNION TERRITORY OF J AND K AND ORS.

...Respondent(s)

CORAM:
HON'BLE MR. JUSTICE SANJAY DHAR, JUDGE.

ORDER
30.07.2025

The petitioner has challenged Order No. DULB/Accts/224 of 2025 dated 08.03.2025 and Order No. DULB/Esst/1382-A/4858-4919 dated 22.02.2024, whereby respondents have directed the recovery of excess emoluments alleged to have been drawn by him during his service career.

Learned counsel appearing for the petitioner has submitted that it is a settled law that after an employee demits his office upon his retirement, the employer is estopped from effecting recovery of excess salary if the same has been drawn by the employee during the course of his employment.

Issue notice to the respondents, subject to the petitioner taking necessary steps for effecting service upon the respondents within a week's time.

Be listed on 3rd of September, 2025.

In the meanwhile, no recovery shall be effected from the petitioner pursuant to the impugned orders.

(Sanjay Dhar)
Judge

SRINAGAR
30.07.2025
Showkat Khan