

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

CCP(S) No. 324/2024
In WP(C) No. 710/2023

Dr. Mohammad Riyaz Lattoo ...Appellant/Petitioner(s)

Through: Mr. Z. A. Shah, Sr. Advocate with
Mr. A. Hanan, Advocate

Vs.

Mr. Atul Duloo and Anr. ...Respondent(s)

Through:

CORAM:

HON'BLE MR JUSTICE VINOD CHATTERJI KOUL, JUDGE

ORDER

16.05.2025

A Coordinate Bench of this Court while disposing of the writ petition bearing WP(C) No.710/2023 vide order dated 10.11.2023, directed the respondents, particularly, the Chief Secretary of UT of J&K as being Chairman of respondent No.2, viz. Apical Selection Committee, SKIMS, Soura, Srinagar, to resume the selection process for promotion with respect to the Department of Surgical Gastroenterology of the respondent No.1-SKIMS, pertaining to the petitioners and that of the other two Departments as mentioned in the reply filed by respondent No.1, and conclude the process by or before 31.03.2024 without any further delay and deferment.

When the judgement dated 10.11.2023 was not implemented by the respondent department, the petitioner has again been forced to approach this Court by way of instant contempt petition, to which the respondents have filed statement of facts. Para (XI) of the same reads as under:-

“(xi) That the above directions were ratified by the Governing Body of SKIMS taken in its meeting held on 13th June 2024 under the Chairmanship of the Hon'ble Lieutenant Governor of J&K, it has been decided that all Gazetted recruitments and promotions (including those based on Recruitment Rules as well as AMPS) for both SKIMS Soura and SKIMS Medical College, Bemina, shall henceforth be conducted by the J&K Public Service Commission instead of Apical Selection Committee. This has necessitated the amendments/modifications to be made in the existing Assessment Merit Promotion Scheme, especially Rule (4) and Rule (10) viz “Constitution of Selection Committee” and “Assessment Process”, respectively”.

In view of the stand taken by respondents in para (XI) of the statement of facts, a direction is required to be issued regarding the impleadment of J&K Public Service Commission as party respondent in this contempt petition.

A Coordinate Bench of this Court vide order dated 17.03.2025 granted two weeks' time to petitioner to array J&K Public Service Commission as party respondent in the present contempt petition.

It is submitted by learned senior counsel for the petitioner that he has made an application for arraying the J&K Public Service Commission as party respondent, but the same is not on record.

Registry to trace out the same, if filed, and keep it on the file.

List on 06.06.2025.

SRINAGAR

16.05.2025

Manzoor

(VINOD CHATTERJI KOUL)
JUDGE