

Regular List
Serial No. 14

HIGH COURT OF JAMMU & KASHMIR AND LADAKH AT JAMMU

SWP No. 194/2012

Kuldeep Kumar & Ors.

.....Petitioners

Through: Mr. M. P. Sharma, Advocate.

Vs

State of J&K & Ors.

.....Respondents

Through: Mr. Pawan Dev Singh, Dy. AG vice
Mr. Dewakar Sharma, Dy. AG.

CORAM: HON'BLE MR. JUSTICE RAHUL BHARTI, JUDGE

ORDER
(24.04.2026)

01. This Court has put Mr. M. P. Sharma, learned counsel for the petitioners on an opportunity to file rejoinder to the counter affidavit filed by the respondents.

02. Mr. M. P. Sharma, learned counsel for the petitioners asks for extension of time to do the needful and time is hereby granted, but in the meantime, gathering from the reply /objections/counter affidavit filed on behalf of the respondents, this Court deems it appropriate to direct the Assistant Director, erstwhile Food & Supply Department and now FCS&CA, Doda to submit an affidavit on the basis of the record search from his office's end as to when the Director Food & Supply, Jammu, now FCS&CA by virtue of office order No. **29-FSJ of 2003** dated **20.03.2003** had directed disengagement of all persons engaged for watch and ward

with a copy of the order being forwarded to all the Assistant Directors with direction to ensure that no such person continues and any delay or laxity in the account to be entirely the responsibility of the defaulting Assistant Director, still the petitioners came forward with this writ petition in the year 2012 stating that they are continuing to be the night Watchmen on the basis of their original appointment in terms of order No. **1510-13/FSD/D/2000** dated **14.11.2000** passed by the then Assistant Director, Food & Supply Department, Doda. How the petitioners came to continue or have been continued more particularly when the Director, Consumer Affairs & Public Distribution, Jammu in his counter affidavit is on record to say that the petitioners' names are not finding mention in the compilation of the year 2009 relatable to the night Chowkidars in the Department.

03. Let requisite affidavit be submitted by or before next date of hearing.

04. List on **29.05.2026**.

05. A copy of this order be provided to Mr. Dewakar Sharma, learned Dy. AG for mandatory compliance at the end of Assistant Director, FCS&CA.

(RAHUL BHARTI)
JUDGE

JAMMU
24.04.2026

Bunty