

**HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU**

Case:- CM Nos. 1710/2026 & 1711/2026
In SWP No. 389/2012

Iftikhar Nabi

.....Applicant

Through: Mr. Sudershan Sharma, Advocate

Vs

State & Ors.

.....Respondent(s)

Through:

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

ORDER
(28.04.2026)

CM Nos. 1710/2026 & 1711/2026

1. A writ petition- **SWP No. 389/2012** came to be preferred by two petitioners, namely, **Iftikhar Nabi** and **Asif Iqbal** in terms whereof they sought writ of mandamus unto the respondent No.2- Director School Education, Jammu to approve the Panel of Rehbar-E-Taleem in Medical and Non-Medical Streams for Upper Primary School, Kashpath.

2. During pendency of said writ petition, the petitioner No.2- Asif Iqbal came to withdraw himself from the cause leaving the writ petition only for the petitioner No. 1 Iftikhar Nabi to pursue.

3. During pendency of the writ petition by reference to the petitioner No. 1, Rehbar-E-Taleem Scheme came to suffer closure meaning thereby the cause of action relating to the writ petition of the petitioner- Iftikhar Nabi was rendered infructuous but, nevertheless, writ petition **SWP No. 389/2012** remained pending

on the docket of this Court when it came to suffer dismissal, not on merits but by default in appearance on the part of the counsel as well as of the petitioner- Iftikhar Nabi, in terms of order dated **18.11.2024**.

4. For seeking restoration of said dismissed writ petition, the petitioner has come forward with a time-barred restoration application- **CM No. 1710/2026** filed on **25.03.2026** involving delay of **461 days**.

5. This Court is not convinced with the cause being set up for seeking condonation of delay, as such, ***dismisses*** the condonation of delay application.

6. However, in case the Hon'ble Supreme Court of India in terms of its verdict relatable to the pending ReT matters comes forward with any direction relatable to the cause of the petitioner giving him the occasion to seek revival of his writ petition, the petitioner- Iftikhar Nabi shall be well within its discretion to avail appropriate legal course of action as may be advised by the counsel.

(RAHUL BHARTI)
JUDGE

JAMMU
28.04.2026
Sneha