

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

CPSW No. 183/2016

Satish Kour and others

.....Appellant(s)/Petitioner(s)

Through: Ms. Deepali Arora, Advocate.

**Vs**

Shafiq Raina and another

..... Respondent(s)

Through: Mr. Eishaan Dadhichi, GA.

**Coram: HON'BLE MR. JUSTICE WASIM SADIQ NARGAL, JUDGE**

**ORDER**

**01.** The judgment passed by this Court on 17.09.2013 in SWP No. 2056/2010 has not been yet complied with. This Court vide order dated 04.06.2019 observed that although Department of Consumer Affairs and Public Distribution i.e. respondent No. 1 has filed compliance report stating therein that the matter with regard to the framing of the Statutory Rules has been taken up with the ARI and Training Department, whereas in the affidavit filed by the ARI and Training Department, it has been stated that the file has been returned to respondent No. 1 to make good certain deficiencies.

**02.** It has been further observed that the issue with regard to the framing of the Statutory Rules was being shuttled between the two departments i.e. Department of Consumer Affairs and Public Distribution and Department of ARI and Training and the respondents lacked the requisite sincerity and they were just adopting dilly-dally tactics in framing the Statutory Rules and this was precisely the reason that both the Commissioner/Secretaries of Consumer Affairs and Public Distribution & AIR and Training were directed to appear in person before the Court along with the record, with a view to indicate the progress made in the matter of framing the Statutory Rules governing the services of the petitioners.

**03.** It was further observed in the aforesaid order that in case the matter is resolved and the Rules are ultimately framed before the date fixed, then in that eventuality both the Commissioner/Secretaries were exempted from appearing before this Court.

**04.** Learned counsel for the petitioners submits that the judgment passed by this Court on 17.09.2013 in SWP No. 2056/2010 has not been complied with till date in its letter and spirit and the Statutory Rules governing the services of the petitioners have not been framed and, accordingly, both Commissioner Secretaries who ought to have appeared before the Court, are not present. They have flouted the order passed by this Court dated 04.06.2019.

**05.** Mr. Eishaan Dadhichi, learned GA submits that with the change of circumstances, some new developments has taken place post-abrogation and, accordingly, he seeks some more time to comply with the aforesaid order.

**06.** Reluctantly, time is extended by two weeks by way of last and final opportunity to comply the aforesaid order in its letter and spirit, failing which, both the Commissioner Secretary – Consumer Affairs and Public Distribution & Commissioner Secretary – AIR and Training should appear in person before the Court on the next date of hearing as already directed by this Court vide order dated 04.06.2019.

**07.** Let a copy of this order be supplied to Mr. Eishaan Dadhichi, learned GA under the seal and signatures of the Bench Secretary.

**08.** List on 28.10.2022.

**(Wasim Sadiq Nargal)**  
**Judge**

**Jammu**  
15.09.2022  
Bunty