

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

CIVIL APPEAL NO(s). 8093 OF 2004

JAMALUDDIN

Appellant (s)

VERSUS

STATE OF J.&amp;K. &amp; ORS.

Respondent(s)

Date: 08/02/2011

This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.M. PANCHAL  
HON'BLE MR. JUSTICE H.L. GOKHALE

For Appellant(s)            Mr.     Ambrish Kumar, Adv.  
   Mr.     B. D. Jha, Adv.  
   Ms.     Preeti Jha, Adv.  
   Ms.     Pooja Jha, Adv.  
   Mr.     M. A. Raiman, Adv.  
   Mr.     Rameshwar Prasad Goyal, Adv.

For Respondent(s)        Mr.     Gaurav Pachnanda, Sr. AAG  
   Mr.     Sunil Fernandes, Adv.  
   Ms.     Renu Gupta, Adv.  
   Mr.     Sidhant Goel, Adv.  
   Ms.     Asthaa Sharma, Adv.

Mr. Bharat Sangal ,Adv  
Mr. R. R. Kumar, Adv.  
Ms. Alka Singh, Adv.

Mr. G. M. Kawoosa, Adv.  
Mr. N. Ganpathy ,Adv.

UPON hearing counsel the Court made the following

O R D E R

On the request of Mr. Gaurav Pachnanda, the learned Sr. AAG appearing for respondent No. 1 i.e. State of Jammu & Kashmir and respondent No.3 i.e. High Court of Jammu & Kashmir, four weeks time as prayed for is granted to enable those respondents to file additional affidavit indicating (1) whether the resolution adopted by the full Court on

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23rd/24th/25th/26th February, 1982 relating to percentage of reservation has been followed in subsequent selections including selections that might have taken place after coming into force of the J & K Reservation Act of 2004; (2) whether the requirements mentioned in the letter dated 17.4.1998 addressed by the Under Secretary to the Government, Law Department to the Secretary, Public Service Commission, Jammu mentioning inter alia that the Jammu & Kashmir Civil Services (Classification, Control & Appeal) Rules, 1956 have overriding effect over all other service recruitment rules and, therefore, the age relaxation effected in the said Rules shall also apply to the J & K Civil Service (Judl.) Recruitment Rules have been followed by the High Court or not and (3) whether the petitioner would be entitled to benefit of Rule 42 A proviso to sub-rule 2 as is mentioned in Annexure P-6.

List the matter on 8.3.2011.

(Neetu Sachdeva)  
Sr. P. A.

(Sneh Bala Mehra)  
Court Master