

ITEM NO.7 Court 13 (Video Conferencing) SECTION XVI-A

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 19166/2021

(Arising out of impugned final judgment and order dated 22-03-2021 in LPASW No. 45/2019 passed by the High Court Of Jammu & Kashmir And Ladakh At Srinagar)

Dr. ABDUL REHMAN MIR

Petitioner(s)

VERSUS

THE STATE OF JAMMU AND KASHMIR & ORS. Respondent(s)
(FOR ADMISSION and I.R. and IA No.150165/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 03-12-2021 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.R. SHAH
HON'BLE MRS. JUSTICE B.V. NAGARATHNA

For Petitioner(s) Mr. Jagmohan Singh, Advocate
Mr. Mohan Lal Sharma, AOR

For Respondent(s)

UPON hearing the counsel the Court made the following

O R D E R

The present case is nothing but misuse of sympathy shown to the employee. The petitioner remained absent between 1989 to 2003. The petitioner filed an application to permit him to rejoin, which was considered sympathetically by the Department and he was permitted to rejoin as fresh appointee.

After a period of 10 years, the petitioner challenged the original order of 2003, by which the petitioner was permitted to rejoin as fresh appointee.

The High Court has rightly refused the prayer of the

petitioner. We are in complete agreement with the view taken by the High Court.

The special leave petition is dismissed with exemplary costs of Rs.25,000/- (Rupees twenty five thousand only) to be deposited by the petitioner within a period of four weeks from today with the Registry of this Court.

(MEENAKSHI KOHLI)
ASTT. REGISTRAR-cum-PS

(NISHA TRIPATHI)
BRANCH OFFICER

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