

ITEM NO.3                      Court 6 (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). 6224/2020

(Arising out of impugned final judgment and order dated 01-11-2019 in CDLSW No. 22/2019 passed by the High Court Of Jammu&kashmir At Srinagar)

SECRETARY J AND K SERVICE SELECTION BOARD                      Petitioner(s)

VERSUS

KULSOOMA ARA & ORS.                      Respondent(s)

(FOR ADMISSION and I.R.)

Date : 13-08-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL  
HON'BLE MR. JUSTICE HRISHIKESH ROY

For Petitioner(s)      Mr. G.M. Kawoosa, Adv.  
   Ms. Taruna Ardhendumauli Prasad, AOR

For Respondent(s)

UPON hearing the counsel the Court made the following  
O R D E R

We are not inclined to interfere with the impugned order of the Division Bench which refuses to condone the prolonged delay of 442 days. If any loss has been caused to the petitioner on that account, it is for the petitioner to recover the loss from the officers responsible for the delay.

Learned counsel for the petitioner seeks to refer us to the order of the learned Single Judge to the extent that the order while granting relief to the petitioner therein in the penultimate paragraph

directed the respondent therein to consider "petitioner and other in the waiting list". It is his submission that *de hors* the case of the respondent No.1 such a general direction could not have been granted qua all the people who have not even approached the Court. We may note that the specific ground in which this aspect has been raised is in the LPA, which was dismissed on the ground of delay and thus the mess created is a own consequences of the failure of the petitioner to approach the Division bench in reasonable time. Be that as it may, we may observe that since only the respondent No. 1 approached the Court, it would not be appropriate to sustain a general direction qua people who have not even approached the Court.

The special leave petition is dismissed with the aforesaid clarification.

[CHARANJEET KAUR]  
ASTT. REGISTRAR-cum-PS

[POONAM VAID]  
COURT MASTER (NSH)