



Government of Jammu and Kashmir

Directorate of Food, Civil Supplies and Consumer Affairs, Jammu

Plot No. 58, Friends Colony, Trikuta Nagar Extension, Jammu
Ph. No. 0191-2472372-73

Email ID: compcapdjmu@gmail.com

Subject: Implementation of Interim Order dated 20/04/2017 Passed in SWP No. 939/2017 Titled "Mashooq Hussain Versus State and Others" and Publication of Notice therefor.

NOTICE

Whereas, the petitioner Sh. Mashooq Hussain was appointed as a daily wager by the then Deputy Director, Food and Supplies vide Order No. 265-FSJ of 1986 dated 11/02/1986 amongst others;

Whereas, the petitioner continued to work as such upto January, 1993;

Whereas, the petitioner was implicated in FIR No. 54/93 and No. 166/92 and remain out of service w. e. f.1/93 to 05/02/2008

Whereas, after his acquittal in the year 2002, the petitioner represented to the then Director, Consumer Affairs and Public Department, Jammu, seeking his re-engagement as daily wager and consequent regularization, as he had already completed seven years' of service as daily wager before January, 1993;

Whereas, the petitioner filed SWP No. 1028/02 before the Hon'ble High Court of J&K, Jammu, seeking appropriate directions for his re-engagement and regularization, besides, release of his salary;

Whereas, the aforesaid petition was admitted to hearing and thereafter finally disposed of by the learned Single Judge vide judgment dated 19/08/2002;

Whereas, in compliance of the directions of the Hon'ble Court, the services of the petitioner were regularized w.e.f. 05/02/2008 vide Order No. 315-CAPD of 2008 dated 05/02/2008;

Whereas, Sh. Mashooq Hussain Wani through the medium of the another writ petition being SWP No. 939/2017 is seeking appropriate place in the Seniority of Class-IV employees on the analogy of other Daily Wagers whose engagement in the Department is on similar date but were regularized prior to the regularization of the petitioner and has further sought all the benefits of pay, grade and other consequential benefits which the petitioner's juniors and contemporaries are enjoying;

Whereas, in the event the claim of the petitioner is considered, his name will reflect at the place after the name of sh. Mohd Usman s/o Akbar Din (S.No. 324) and before the name of sh. Bholu Ram S/o Khajo Ram (S. No. 325) in the



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Tentative Seniority list circulated by this directorate vide No:-
DCAPDJ/Adm/2935-3000/G Dt:-01-02-2017;

Now, therefore in view of above, the objections are called from all the official as why the claim of the petitioner may not be considered. The objections, if any, should reach this Directorate within 15 days from the date of issuance of this notice.

Sd/-

Director

FCS&CA, Jammu

No.: *Dfast-cm2/legal-1285/2018/941-58*

Dated: *04/04/2018*

Copy to the:

1. Joint Director, Information Department, Jammu, with the request to publish the above notice in leading Newspapers of Jammu Division including Daily Excelsior;
2. Deputy Advocate General, J&K High Court, Jammu, for information;
3. All Assistant Directors for information with the direction to circulate the above notice amongst the Officials working under their respective jurisdiction;
4. Incharge Website, Directorate of FCS&CA, Jammu, for uploading on Departmental Website.

[Signature]
Deputy Director (F&R)
FCS&CA Department
Jammu.