

**CENTRAL ADMINISTRATIVE TRIBUNAL  
JAMMU BENCH, JAMMU**

Hearing through video conferencing

**T.A. No. 62/1517/2020**

This the 02nd day of February, 2021



**HON'BLE MR. RAKESH SAGAR JAIN, MEMBER (J)**  
**HON'BLE MR. ANAND MATHUR, MEMBER (A)**

Mohammad Amin Sheikh ( Age 37 years) S/o Gh. Ahmad Sheikh,  
R/o Bemina, Housing Colony, Srinagar and 2 ors.

.....Applicants

(Advocate: Mr. G.N. Shaheen-**Not Present**)

**Versus**

1. State of Jammu & Kashmir through Commissioner/Secretary to  
Government, Urban and Housing Development Department, Civil  
Secretary, Srinagar/Jammu and 7 ors..

.....Respondents

(Advocate: Mr. Sudesh Magotra, Id. Deputy Advocate General)

**ORDER****[O R A L]****(Delivered by Hon'ble Mr. Anand Mathur, Member-A)**

The present TA has been received by way of transfer from Hon'ble High Court of J&K at Srinagar. It has been submitted at the Bar that since the case pertains to Municipal Corporation, Srinagar, this Tribunal cannot assume jurisdiction in respect of any service matter pertaining to Municipal Corporation, Srinagar.

2. Contention of learned counsel for the applicant has force and it is to be accepted. Municipal Corporation, Srinagar has not been brought within the jurisdiction of this Tribunal by notification to be issued by the Central Government under Section 14 (2) of the Administrative Tribunal Act, 1985.

3. In similar circumstances, the Bench of Armed Forces Tribunal, Jammu comprising of Hon'ble Mr. Justice Mohammad Tahir, Member (J) and Hon'ble Vice Admiral A.G.Thapliyal in TA No. 267 of 2017 (SWP No. 1188 of 2014) titled Bahadur Singh v/s Union of India vide order dated 25.03.2019 held that since the Tribunal does not have the jurisdiction to deal with the matter, the case be sent back to the Registrar (Judicial), High Court of Jammu & Kashmir to be listed before the appropriate Bench.

4. Therefore, since this Tribunal has no jurisdiction to deal with the present case, this case be sent back to Registrar (Judicial), High Court of Jammu & Kashmir at Srinagar to be placed before the Hon'ble Bench for further orders.

5. Both the parties are directed to appear before the Registrar (Judicial), High Court of Jammu & Kashmir at Srinagar on 26.02.2021.

**(ANAND MATHUR)**  
**MEMBER (A)**

*Arun*

**(RAKESH SAGAR JAIN)**  
**MEMBER (J)**