

**CENTRAL ADMINISTRATIVE TRIBUNAL
JAMMU BENCH, JAMMU**

Hearing through video conferencing

O.A. No. 62/385/2021

This the 13th day of September, 2021



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

1. Mushtaq Ahmad Shah (Age:- 47 years), S/o Mohammad Sidiq Shah, R/o Kiriham, District Kupwara (J&K)-193222.
2. Ashiq Hussain Ganai (Age: 51 years), S/o Sadiq Ganai, R/o Manchatr, District Kupwara (J&K),-193224.
3. Mohammad Sadiq Lone (age: 41 years), S/o Abdul Rashid Lone, R/o Reddi Chokibal, District Kupwara (J&K)-193224.
4. Mohammad Shafi Sheikh (Age:- 45 years), S/o Ali Mohammad Sheikh, R/o Khanbal District Kupwara (J&K)-193224.
5. Mohammad Sadiq Khan, (Age: 49 years), S/o Abdul Aziz Khan, R/o Reddi District Kupwara (J&K)-193224.
6. Ghulam Mohammad Sheikh (Age: 48 years), S/o Ghulam Hassan Sheikh, R/o Gulgam, District Kupwara (J&K)-193222.
7. Abdul Rashid Lone (Age: 45 years), S/o Rustom Lone, R/o Hari, District Kupwara (J&K)-193224.
8. Abdul Khaliq Hajam (Age: 52 years), S/o Wali Hajam, R/o Kupwara, District Kupwara (J&K)-193224.
9. Mohammad Maqbool Khan (Age: 55 years), S/o Fateh Khan, R/o Panzwah, District Kupwara (J&K)-193224.
10. Fayaz Ahmad Sheikh (Age: 47 years), S/o Ghulam Mohammad Sheikh, R/o Reddi, Chokibal, District Kupwara (J&K)-193224.
11. Ghulam Mohammad Bhat, (Age:- 50 years), S/o Mohammad Sultan Bhat, R/o Panzipora, District Kupwara (J&K),-193224.
12. Shamas-ud-din Lone (Age: 43 years), S/o Abdul Ahad Lone, R/o Panzgam, District Kupwara (J&K),-19324.
13. Nazir Ahmad Parray (Age: 47 years), S/o Ghulam Moahmmad Parray, R/o Gushi, District Kupwara (J&K)-193222.
14. Mohammad Ashraf Mir (Age: 42 years), S/o Ghulam Rasool Mir, R/o Gulgam, District Kupwara (J&K)-193224.
15. Ghulam Hassan Bhat (Age: 52 years), S/o Ahmad Bhat, R/o Sherkoot, District Kupwara (J&K)-193224.
16. Jehangir Rashid (Age: 41 years), S/o Abdul Rashid Ganie, R/o Panzgam, District Kupwara (J&K)-193224.
17. Shabir Ahmad Rather (Age: 38 years), S/o Ghulam Ahmad Rather, R/o Sherkoot, District Kupwara (J&K)-193224.



18. Mohammad Shafi Bhat (Age: 44 years), S/o Ghulam Ahmad Bhat, R/o Amargarh, District Kupwara (J&K)-193224.
19. Mohammad Sidiq Bhat (Age:- 28 years), S/o Munawar Bhat, R/o Panzgam, District Kupwara (J&K)-193224.
20. Fayaz Ahmad Malik (Age: 36 years), S/o Mohammad Gulzar Malik, R/o Amargarh, District Kupwara (J&K)-193224.
21. Nazir Ahmad Pir (Age:- 45 years), S/o Mohammad Yaseen Pir, R/o Googloose, District Kupwara (J&K)-193224.
22. Ghulam Mohi-ud-din Sheikh (Age:- 48years), S/o Abdul Khaliq Sheikh, R/o Panzgam, District Kupwara (J&K)-193224.
23. Abdul Qayoom Malik (Age: 50 years), S/o Habibullah Malik, R/o Trehgam, District Kupwara (J&K)-193224.
24. Abdul Majid Sheikh, (Age: 46 years), S/o Ghulam Qadir Sheikh, R/o Tarthratpora, District Kupwara (J&K)-193224.
25. Altaf Ahmad Sheikh (Age: 45 years), S/o Mohammad Ahsan Sheikh, R/o Trehgam, District Kupwara (J&K)-193224.
26. Shabir Ahmad Shah (Age: 43 years), S/o Ghulam Mohammad Shah, R/o Gagloosa, District Kupwara (J&K)-193224.
27. Abdul Qayoom Malik (Age: 48 years), S/o Abdul Jabbar Malik, R/o Khumriyal, District Kupwara (J&K)-193222.
28. Naser Ahmad Bhat (Age: 43 years), S/o Ghulam Hassan Bhat, R/o Sultanpora, Handwara, District Kupwara (J&K)-193221.
29. Khalida Begum (Age: 48 years), W/o Mohammad Amin Khan, R/o Panzgam, District Kupwara (J&K)-193224.
30. Shabir Ahmad Bhat, (Age: 45 years), S/o Wali Mohammad Bhat, R/o Gagloosa, District Kupwara (J&K)-193224.
31. Farooq Ahmad Lone (Age: 45 years), S/o Ghulam Mohammad Lone, R/o Check Pazipora, District Kupwara (J&K)-193222.
32. Ulfaat Salam (Age 41 years), Do Abdul Salam Wani, R/o Karihama, District Kupwara (J&K)-193222.
33. Tariq Ahmad Sheikh (Age: 45 years), S/o Abdul Aziz Sheikh, R/o Tikker, District Kupwara (J&K)-193222.
34. Abdul Ahad Bhat (Age: 43 years), S/o Ghulam Mohi-ud-Din Bhat, R/o Magam, District Kupwara (J&K)-193221.
35. Ajaz Ahmad Zargar (Age: 41 years), S/o Abdul Samad Zargar, R/o Tikker, District Kupwara (J&K)-193224.
36. Ghulam Mohi-ud-din Tali (Age: 48 years), S/o Ghulam Rasool Tali R/o Daril, District Kupwara (J&K)-193224.
37. Ishfaq Ahmad Ganai (Age: 42years), S/o Abdul Rashid Ganai, R/o Panzgam, District Kupwara (J&K)-193224.
38. Abdul Rashid Sheikh (Age: 41 years), S/o Ali Mohammad Sheikh, R/o Panzgam, District Kupwara (J&K)-193224.
39. Mohammad Amin Mir (Age:- 42 years), S/o Sonaullah Mir, R/o Zena Reshi, District Kupwara (J&K)-193224.
40. Ghulam Mohammad Lone (Age: 42 years), S/o Abdul Khaliq Lone, R/o Waserkote, District Kupwara (J&K)-193224.



41. Abdul Ahad Malik (Age: 39 years), S/o Mohammad Assadullah, R/o Dardsun, District Kupwara (J&K),-193324.
42. Bilal Ahmad Malik (Age: 42 years), S/o Mohammad Gulzar Malik, R/o Googloosa, District Kupwara (J&K)-193224.
43. Mohammad Ashraf Malik (Age: 53 years), S/o Ghulam Ahmad Malik, R/o Panzwa, District Kupwara (J&K)-193224.
44. Mohammad Shafi Lone (Age: 51 years), S/o Mohammad Assadullah, R/o Panzwa, District Kupwara (J&K), -193223.
45. Abdul Ahad Dar (Age: 45 years), S/o Abdul Rehman Dar, R/o Dar Mohalla, Handwara, District Kupwara (J&K), 193221.
46. Farooq Ahmad Malik (Age: 39 years), S/o Ali Mohammad Malik, R/o Tikker, District Kupwara (J&K), -193224.
47. Fatimah Bano (Age:- 47 years), D/o Abdul Rehman Wani, R/o Tekkipora, Lolab District Kupwara (J&K)-193224.
48. Mushtaq Ahmad Mir (Age: 42 years), S/o Abdul Gani Mir, R/o Budnambal, District Kupwara (J&K)-193224.
49. Mohammad Hussain (Age: 41 years), S/o Abdul Aziz Dar, R/o Malikpora, District Kupwara.

.....Applicants

(Advocate:- Mr. Showkat Ahmad Makroo, Sr. Advocate assisted by Mr. Danish Yousuf)

Versus

1. Union Territory of Jammu and Kashmir, Commissioner/Secretary to Government, Forest Department, J&K, Civil Secretariat, Jammu/Srinagar-180001.
2. Principal Chief Conservator of Forests, Van Bhawan near Gumat, Jammu-180001.
3. Chief Conservator of Forests Kashmir, Sheikh Bagh, Srinagar, near Lal Chowk,-190001.
4. Conservator of Forests, North Circle Sopore, Mazbug Sopore, District Baramulla-222838.
5. Divisional Forest officer, Khemil Forest Division Kralpora, Kupwara, Near Police Station, Kralpora-193224.
6. Director Budgets 7 Codes, Finance Department, Civil Secretariat, Jammu-180001.

.....Respondents

(Advocate: Mr. Amit Gupta, learned A.A.G.)

ORDER

[O R A L]

(Delivered by Hon'ble Mr. Anand Mathur, Member-A)



At the outset, learned counsel for the applicants submits that the O.A. can be disposed of by directing the respondents to consider the O.A. as representation of the applicants and take a decision on the same by passing a reasoned and speaking order within a time frame.

2. Learned A.A.G. has no objection, if such a direction is given.

3. We have heard Mr. Showkat Ahmad Makroo, Sr. Advocate assisted by Mr. Danish Yousuf, learned counsel for the applicants and Mr. Amit Gupta, learned A.A.G. for the respondents and perused the records.

4. Looking to the limited prayer made by the learned counsel for the applicants, the respondents are directed to treat this O.A. as representation of the applicants and take a decision with regard to the request of the applicants for regularization provided posts are available under Rules and as per existing schemes. Let this exercise be completed within a period of three months from the date of receipt of a certified copy of his order.

5. It is made clear that we have not entered into the merits of the case.

6. No order as to costs.

(ANAND MATHUR)
MEMBER (A)
Arun

(RAKESH SAGAR JAIN)
MEMBER (J)