

# Irfan Ahmad Khan Gojar vs Gujjar And Bakerwal Community District on 27 January, 2020

**Bench: Deepak Gupta, Aniruddha Bose**

ITEM NO.15

COURT NO.15

SECTION X

S U P R E M E C O U R T O F  
RECORD OF PROCEEDINGS

I N D I A

Petition(s) for Special Leave to Appeal (C)

No(s). 1873-1

(Arising out of impugned final judgment and order dated 27-11-2019 in LPA No. 249/2019 27-11-2019 in CM No. 6199/2019 27-11-2019 in CM No. 6200/2019 passed by the High Court Of Jammu&kashmir At Srinagar)

IRFAN AHMAD KHAN GOJAR

Petitione

VERSUS

GUJJAR AND BAKERWAL COMMUNITY DISTRICT & ORS.

Responden

(FOR ADMISSION and IA No.10447/2020-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES )

Date : 27-01-2020 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DEEPAK GUPTA  
HON'BLE MR. JUSTICE ANIRUDDHA BOSE

For Petitioner(s)

Mr. Milind Kumar, AOR

For Respondent(s)

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

Issue notice returnable on 20.3.2020. This petition is directed against an interim order which normally we do not interfere with.

However, it is pointed out by the learned counsel that the orders dated 15.3.2019, 27.9.2019 passed by the learned single Judge have been complied with and he has brought to our notice the order dated 30.9.2019 whereby the petitioner has been selected as Sub-Inspector in J&K same Reason: day and now he has been formally adjusted in District Anantnag, J&K on 22.11.2019. The impugned

order was passed after the petitioner had joined at District Anantnag, J&K,.

Therefore, we are of the view that the Division Bench should not have ordered status-quo without giving any some specific reason as such. We stay the order of the High Court.

We make it clear that the High Court can proceed to decide the LPA on merits, and there is no stay of proceedings in the LPA.

(SUMAN WADHWA)  
AR CUM PS

(PRADEEP KUMAR)  
BRANCH OFFICER