## HIGH COURT OF JAMMU AND KASHMIR AT JAMMU Present: The Hon'ble Mr. Justice Dhiraj Singh Thakur – Judge SWP No.2194/2013, CMA No.3218/2013

Sunil Kumar Gupta, Age 46 years, S/o Sn. Krishan Chand Gupta R/o. HNo. 45 Sec- 2, Trikuta Nagar Jammu.

Petitioner,

Versus

- State of Jammu and Kashmir Through Principal Secretary to Government, Finance Department, J&K Civil Secretariat, Srinagar.
- Commissioner ,
   Commercial Taxes Department Rail Ahead Complex, Jammu
- 3. Chairman ,DPC
  Public Service Commission
  Polo Ground, Srinagar

 Farooq Ahmad Dar , Inspector Commercial Taxes Department, Excise and Taxation Complex Circle-C, Solina RamBagh Srinagar S/o Sh. Gulam Dar. R/o Village Mananwar Teh. And District Anantnag

Respondents.

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SWP No. 2194/2013 CMA No. 3218/2013

Date of order: 16-12-2014

Sunil Kumar Gupta

State & ors

## Appearing counsel:

For the petitioner(s) :

Mr. U.K. Jalali, Sr. Adv. with

Ms. Jasleen Kour, Adv.

For the respondent(s):

None for 1 and 2. Mr. F.A. Natnoo, Adv. for 3.

## (Oral)

- 1. The present petition has been filed by the petitioner, apprehending that his case for promotion to the post of C.T.O/E.T.O might not be considered for extraneous consideration.
- 2. Objections have been filed by respondent Nos. 1 and 2, stating therein that the apprehension is misconceived to the extent that earlier the petitioner was not considered for placement as Incharge C.T.O/E.T.O on account of the fact that he had not qualified the departmental examination. Subsequently, it is stated that the petitioner having qualified the same, his case would also be recommended for consideration by the DPC for promotion as and when the same takes place.
- 3. In view of the stand taken by the official respondents, Mr. Jalali, learned Sr. Advocate

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appearing for the petitioner, submits that he would feel satisfied if his case was considered by the DPC as and when the same is convened for purposes of promotion to the post of C.T.O/E.T.O along with all other eligible candidates.

- 4. Be that as it may, the petition is disposed of with a direction to the respondents that the case of the petitioner be also considered for promotion along with all other eligible candidates to the post of C.T.O/E.T.O as and when exercise is initiated in that regard.
- 5. Connected CMA is also disposed of accordingly.

(DHIRAJ SINGII/THAKUR)
Judge

Jammu, 16.12.2014 *Naresh* 

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