



JAMMU AND KASHMIR PUBLIC SERVICE COMMISSION
Solina Srinagar, Kashmir - 190001

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Subject: O. A NO. 61/1400/2024, titled Arun Kumar Vs. UT of J&K & others.

Order No. 176-JK (PSC) of 2025
Dated: 13.08.2025.

Whereas, Jal Shakti Department vide their indent No. JSD-HRM/1/2022-A-JSD (CC-127804) dated 28.4.2023, referred thirty Six posts (36) of Assistant Engineer (Civil) to the J&K PSC, for being filled up in terms of the J&K Engineering (Gazetted) Service Recruitment Rules, 1978, notified vide SRO-297 of 2006, dated 14.09.2006, read with SRO 754 dated 15.10.2019, as per the following breakup:-

OM	SC	ST	RBA	SLC	PSP	EWS	ALC/IB	Total
18	03	03	04	02	01	04	01	36

Whereas, Commission has notified these posts vide notification No. 20-PSC(DR-P) of 2023 dated 26.5.2023 and in response 5594 application forms were received; and

Whereas, in pursuance of rule 43 of J&K Public Service Commission (Business & Procedure) Rules, 2021, as amended from time to time, a written test was conducted on 02.10.2023 and result of the written test was declared vide notification No. PSC/Exam/S/2023/62 dated 12.10.2023. 113 candidates were declared to have qualified the written test; and

Whereas, the interview/viva voce of candidates who had qualified the written exam, was conducted w.e.f 30.10.2023 to 02.11.2023, with the assistance of expert. On the basis of the performance in the interview, the weight-age accorded to the marks secured in written test, and other related parameters, the provisional selection was notified vide notification No. 03-PSC(DR_P) of 2024 dated 16.03.2024. While issuing the provisional select list it has been mentioned that the selection against one post in RBA category and two posts in EWS category shall be declared separately; and

Whereas, selection of respondent No. 5 (Sadam Hussain) who has secured 68.67 points, under EWS category was kept withheld, as the EWS category certificate uploaded with the application form was issued by the Tehsildar Rajouri vide No. JK-Rev-EWS/2023/10699 dated 16.6.2023, wherein it was mentioned that Mr. Sadam Hussain belongs to the Jatt caste which is not recognized as a Scheduled Caste, Scheduled Tribe and Otherward Classes (Central List).

Whereas, respondent No. 5 (Sadam Hussain) represented before the Commission, with a clarification issued by Tehsildar Rajouri vide No. OQ/2124 dated 19.3.2024, wherein it was mentioned that Mr. Sadam Hussain S/o Sh. Mohd Afsar R/o Village Badoon Tehsil and Distt. Rajouri (J&K) who has been issued EWS certificate vide No. JK-Rev-EWS/2023/10699 dated 16.6.2023, does not belong to any of the categories defined in clauses (m), (n) and (o) of section-2 of the J&K Reservation Act, 2004 except EWS; and,

Whereas, the clarification given by the Tehsildar, Rajouri vide No. OQ/2124 dated 19.3.2024 was accepted by the Commission; and,

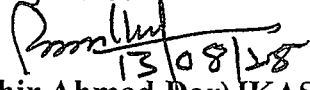
Whereas, the recommendation was forwarded to the Jal Shakti Department vide this Commission letter No. PSC/DR/AE-Civil/2022 dated 22.4.2024 for further course of action; and,

Whereas, applicant Mr. Arun Kumar S/o Dev Raj has applied for the post of Assistant Engineer (Civil) in pursuance of notification No. 20-PSC(DR-P) of 2023 dated 26.05.2023, under EWS category, secured 55.34 point in aggregate, as such was below the cut of merit under EWS category; and,

Whereas, Mr. Arun kumar filed Original Application bearing No. 61/2024 before the Hon'ble Central Administrative Tribunal, Jammu Bench, Challenging the selection of respondent No. 5 under EWS category and the Hon'ble Central Administrative Tribunal vide its order dated 23.12.2024 directed as under:-

" ----- In view of the limited prayer made by learned counsel for the applicant, the Original Application is disposed at the admission stage, without entering into the merits of the case, with a direction to respondents to treat a copy of this Original Application as his representation and decide the same by passing a reasoned and speaking order within a period of eight weeks from the date of receipt of a certified copy of this order. A copy of the speaking order shall also be communicated to the applicant"

Now, therefore, the claim of the applicant having been considered in light of the Order dated 23.12.2024 of Hon'ble Central Administrative Tribunal, Jammu, has been found devoid of any merit and is hence rejected.


(Bashir Ahmad Dar) JKAS
Secretary

J&K Public Service Commission

No.PSC/DR/AE-Civil/2022(7701929)

Dated:13 .08.2025

Copy to the: -

1. Principal Secretary to the Government, Jal Shakti Department, Civil Secretariat, J&K.
2. Controller of Examination, J&K Public Service Commission.
3. Mr. Arun Kumar S/o Sh. Dev Raj R/o Village Sughar, Tehsil Ramnagar, Distt. Udhampur-181201.
4. In charge website, J&K Public Service Commission for uploading of the Notice on the website.