



# JAMMU AND KASHMIR PUBLIC SERVICE COMMISSION

## Solina Srinagar, Kashmir - 190001

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Subject: O. A NO. 1/2025, titled Rifat Ara & ors Vs. J&K PSC & others.

**Order No** 212-JKpsc of 2025  
**Dated: 15.10.2025**

Whereas, School Education Department vide letter No. Edu-Gen/35/2024-01(7383282) dated 12.11.2024 & Edu-Gen/35/2024-01(7383282) dated 05.12.2024, referred 575 posts of Lecturers of 24 disciplines for selection in terms of the Jammu & Kashmir School Education Department (Gazetted) Service Recruitment Rules, 2010, issued vide SRO-481 dated 30.12.2010, amended vide SRO-438 & 439 dated 11.12.2015;

Whereas, these posts were notified vide Notification No. 07-PSC(DR-P) of 2024 dated 09.12.2024, invited online application form from the eligible candidates who are domiciled in the Union Territory of J&K possessing the Age Limit, prescribed Academic/Professional qualification; and

Whereas, the age as on 1st of January, 2024 as per Clause 4 of the advertisement notification for candidates belonging to OM & various reserved categories is as below:

| S.No. | Category                            | Age Limit | Not born after | Not born before |
|-------|-------------------------------------|-----------|----------------|-----------------|
| 1.    | OM                                  | 40        | 01.01.2006     | 01.01.1984      |
| 2.    | Reserved categories                 | 43        | 01.01.2006     | 01.01.1981      |
| 3.    | PHC                                 | 42        | 01.01.2006     | 01.01.1982      |
| 4.    | In service candidate/<br>Government | 40        | 01.01.2006     | 01.01.1984      |

Whereas, Syllabus of each discipline was made available on the official website of the J&KPSC for follow up by the aspirants. The selection process has been initiated by the J&K Public Service Commission, like conduct of written examination etc.;

Whereas, Hon'ble CAT in its order dated 15.1.2025, in case 01/2025 titled Rifat Ara v/s UT of J&K through Commissioner/Secretary to the Government and ors. Has passed the following directions:-

**"----- At the request of learned counsel for the petitioners, this petition is disposed of by directed the respondents to treat this T.A as representation of the petitioners. They shall consider and dispose of the**

same on its merits keeping in view the order passed by the Hon'ble High Court of J&K in WPC No. 2159/2024 referred to above. The petitioners are directed to submit a copy of this order as also copy of this TA along with annexure before the competent authority within two days; who shall decide it within two days' thereafter positively.

**The TA 01/2025 is, accordingly, disposed of along with connected M.A as , if any"**

Whereas, the matter was examined in the Commission and it appears that the interim order of HHC referred by the Hon'ble CAT in case WPC No. 2159/2024 titled Deepak Sharma and others VS UT of J & K stands vacated and plea of the petitioners has been dismissed. The operative para of the Order Dated:-12.09.2025 in case TA NO: 251/2025 (WPC No: 2159/2024) is reproduced as under:

**"-----All the issues are answered against the petitioners. The delay in the recruitment was due to administrative reasons and the pandemic, and cannot be called malafide. The age limits of 28 years for constable is justified by the nature of duties and applies equally to all candidates. The courts cannot create or direct age relaxation in recruitment rules.**

**Accordingly, writ petitioner/TA is dismissed. Interim directions, if any, are vacated. No order as to costs."**

Whereas, It is pertinent to mention here that the age clause provided in the advertisement notice is provided in Rules 37(1) and (3) of the J&K Civil Service Regulations, 1956 as amended from time to time wherein the maximum age for OM category posts has been kept 40 years. The 2nd proviso of the instant rule provides:

**"Provided further that the Government may in respect of any particular service prescribe a different age limit"**

In light of the above, it is clear that the J&K Public Service Commission has no role in fixation of maximum age limit. The fixation of age limit is the prerogative of Government. Hence the plea of the candidates is hereby rejected.



15.10.2025

Deputy Secretary  
J&K Public Service Commission

Dated:15.10.2025

No.PSC/DR/Lecturer/2025( 7638783)

Copy to the: -

- i. Secretary to the Government, School Education Department, Civil Secretariat, J&K.
- ii. Controller of Examination, J&K Public Service Commission.

- iii. Rifat Ara W/o Arif Ahmad Wani, R/o Larsan Bardulla, Ganderbal.
- iv. Anees Tuhasaif Auzam W/o Dr. Peerzada Syed Shafi Shah, R/o Bijbehara Anantnag.
- v. Irshad Ahmad Dar S/o Mohammad Akbar Dar, R/o Jadipora, Tehsil and distt. Kulgam.
- vi. In charge website, J&K Public Service Commission for uploading of the Notice on the website.
- vii. In charge Camp Office, Srinagar for pasting the notice on the notice board.
- viii. Notice Board, J&K Public Service Commission.