



JAMMU AND KASHMIR PUBLIC SERVICE COMMISSION

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Subject: Select list for the post of Consultant Dermatology, under SLC Category in Health & Family Welfare Department-Rejection of candidature thereof.

Notice

Dated:-19.01.2026

Whereas, 01 post of Consultant Dermatology, under SLC category, in Health & Family Welfare Department was notified vide Notification No. 12-PSC(DR-P) of 2019 dated 01.10.2019. The Select List was issued vide Notification No. 73-PSC(DR-S) of 2021 dated 25.09.2021, wherein, Mohd. Rafiq Tilwani securing 58.71 points was provisionally selected against the post. However, the recommendation was not forwarded to the Department as W.P. 4125/2019, CM No. 8496/2019 titled Masrat Jabeen vs. State of J&K and Ors. was filed before the Hon'ble High Court of Jammu & Kashmir at Jammu, wherein the petitioner challenged the roster point and pleaded that the post should have been advertised under ST category instead of SLC category. The Hon'ble High Court vide Order dated 02.11.2019 passed the following directions:

"In the meantime, subject to objections from the other side and till next date of hearing, while the process of selection for the post of Consultant in Dermatology/Veneriology, advertised in the reserved category of SLC(Social Caste) in the Health & Family Welfare Department vide Notification No. 12-PSC(DR-P) of 2019 dated 01.10.2019 may continue, the same shall not be finalized till further orders."

Whereas, the case was subsequently, transferred to Central Administrative Tribunal, Jammu, where it came to be registered as TA No. 61/842/2020, MA No. 1059/2022, and the Hon'ble CAT Jammu vide Order dated 17.03.2025 dismissed the TA No. 842/2020 with the directions that "interim direction if any stands vacated PSC may go ahead with the selection process for the post of Consultant Dermatology initiated vide Notification No. 12-PSC(DR-P) of 2019 dated 01.10.2019; and,

Whereas, in view of the decision of the Administrative Council dated 29.01.2022, all the posts which had remained unfilled on 31.10.2019 as also the posts which were in litigation, were returned to the Administrative Department. The post in question also was returned to the Administrative Department vide letter No. PSC/DR/Posts/2019 dated 11.02.2022; and,

Whereas, the General Administration Department vide OM No.GAD-MTG0RBIV/35/2022-09-GAD-Part(3) dated 03.08.2023, further clarified that all the

posts for which the selection has not been finalized and also the posts in respect of which there were litigations, upon withdrawal, shall be treated to be available with respective departments and not with the respective recruiting agencies from the date 03.02.2022 on which, Administrative Council Decision was conveyed to Public Service Commission; and, the matter was placed before the Commission in view of the directions dated 17.03.2025 of the Hon'ble Central Administrative Tribunal Srinagar, which took the following decision:

"The Commission deliberated upon the matter and found that the posts have been withdrawn by the General Administration Department, pursuant to Decision dated: 29.01.2022, of the Administrative Council, and returned by the J&K Public Service Commission, vide letter No. PSC/DR/Posts/2019 dated 11.02.2022.

The returned posts include the post in question. The General Administration Department has further clarified vide O.M. No. GAD-MTG0RBIV/35/2022-09-GAD-Part(3) dated 03.08.2023, that the posts shall be treated to be available with the respective department. As such, the Commission cannot make recommendation against the post not available with the Commission."

Now, therefore, the claim/representation dated 19.03.2025 of Shri Mohd. Rafiq Tilwani R/o Awantipora, Chadoora, having been considered in lght of the Order dated 30.10.2025 passed by Hon'ble Central Administrative Tribunal , Srinagar in O.A. No. 1256/2025 titled Mohd. Rafiq Tilwani S/o Ghulam Mohammad Tilwani R/o Awanpora Chadoora , District Budgam Vs. Union Territory of J&K & Other, has been found devoid of any merit and is hereby rejected.


19.1.2026
(Mushtaq Ahmad)JKAS
Additional Secretary
J&K Public Service Commission

No:PSC/DR/Conslt/H&FW/2019

Dated:-19 -01-2026

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