



**GOVERNMENT OF JAMMU AND KASHMIR  
DIRECTORATE OF FISHERIES, J&K**

Tourist Reception Centre, Srinagar/Nowabad Canal Road, Jammu  
(Email: jkfd-kmr@jk.gov.in, Phone No. 0194-2500092, 0191-2951670)

**Sub: Consideration Order in compliance to the Order dated 17-10-2025 passed by Hon'ble Central Administrative Tribunal, Bench Jammu, in MA No. 1562/2025 in OA No. 869 of 2023 titled Jeeta Kumari Pandita V/S UT of Jammu and Kashmir and others**

**Order No. 42 Fisheries of 2026  
Dated: 28-01.2026.**

**Whereas,** a Tentative Seniority list of Head Assistants (Jammu and Kashmir Divisions) as it stood on 01-01-2024, was issued by the Department vide notification No. DOF-ESTB/196/2022-05 dated 06-07-2024 for information of all concerned for filing of objections, if any, within stipulated period of 21 days.

**Whereas,** the Directorate of Fisheries received two representations from the aggrieved members of the cadre which were referred to the Departmental screening/Review committee for judicious disposal and were disposed of on merits.

**Whereas,** the applicant figuring at S. No. 04 in the tentative seniority list of Head Assistants of Kashmir Division didn't file objections/ representation against the said seniority list, thereby accepted her position.

**Whereas,** the Seniority list of Head Assistants came to be finalized vide order No. 205-Fisheries of 2025 dated 21-04-2025 in which applicant is figuring at S. No. 04 (Kashmir Division)

**Whereas,** the applicant retired from Government Services on attaining the age of superannuation on 31-05-2024.

**Whereas,** the basic qualification for promotion to the post of Head Assistant, in terms of SRO 296 dated 10-10-2008 is as under;

***By Promotion from Class V-II Category A, having 03 years Service in that Category and having passed Secretariat Assistant Examination***

***provided that 25% of Posts to be filled up in a calendar year shall be earmarked for promotion of those Senior Assistants who have not qualified the Secretariat Assistant Examination but have crossed the age of 50 years as on 1<sup>st</sup> January of the year in which such promotions are being considered".***

**Whereas,** The applicant didn't qualify SAC examination till 02/2016 while as her counter parts (juniors to her) qualified the SAC examination in the year 2013 and 2014 and were accordingly promoted to the post of Head Assistants prior to attaining the eligibility by applicant for such promotion. The promotion to the post of Head Assistants granted in favour of the private respondents has attained the finality as same has never been called into question by the applicant as she had absolutely no ground to challenge the said promotions.

**Whereas,** the applicant was also promoted to the post of Head Assistant on the basis of having crossed the age of 50 years as on May 2014 and not on the basis of having qualified SAC examination.

**Whereas,** the applicant was deputed to IMPA for Secretariat Assistant Foundation Course well on time but she failed to qualify the said examination prior to passing of the said examination by her juniors, therefore those Sr. Assistants at that time who qualified the SAC examination were rightly promoted to the next higher post ahead of the applicant and the applicant neither objected to the said promotion of her counter parts, nor she has called into question the promotion of Head Assistants till date.

**Whereas,** the private respondent No. 01 and 09 being senior most eligible members in the cadre were placed as Sections Officers vide order No. 176-Fisheries of 2016 dated 12-11-2016 and 175-Fisheries of 2016 dated 12-11-2016 respectively against available vacancies.

**Whereas,** the vacancy of Section officers was not available when the petitioner attained the eligibility for the same.

**Whereas,** 01 vacancy of Planning officer and 02 vacancies of License Officers were available in the year 2018, on which private respondent No.6, 7 and 08, respectively were eligible as per Seniority, Recruitment and CCA Rules.

**Whereas,** the said vacancies have been filled through stopgap arrangement in September 2025 by placing private respondent No. 08 as Planning Officer vide Order No. 579 of 2025 dated 25-09-2025 and Private respondent No. 06 and 07 as License officers vide order No. 580 of 2025 dated 25-09-2025.

**Whereas**, the applicant has already retired from the Government Services as Head Assistant and has not worked against the higher posts i.e Section Officer/License Officer/Planning Officer. Therefore the applicant cannot be considered for promotion notionally in view of non-availability of vacancies.

**Whereas**, the Hon'ble Central Administrative Tribunal, Bench Jammu has been pleased to dispose of MA No. 1562/2025 In OA No. 869/2023 vide order dated 17-10-2025 with the direction to the respondents **"to consider case of the petitioner for grant of notional promotion along with consequential benefits, retrospectively from the date she had become eligible along with other employees."**

**Now** in pursuance to the directions of the Hon'ble Central Administrative Tribunal, Bench, Jammu dated 17-10-2025 issued in MA No. 1562/2025 in OA No. 869/2023 titled Jeeta Kumari Pandita V/S UT of J&K and others, the case of the applicant has been considered for notional promotion but has been found devoid of any merit, as the applicant has neither attained eligibility along with private respondents nor the vacancy was available for promotion of applicant to the next higher post.

  
**(Ab. Majid Tak)**

Director Fisheries J&K

**No. DOF-LGL/16/2023-05**

**Dated: 28 -01-2026**

**Copy to the;**

1. Joint Director Fisheries (All) for information.
2. Mr. Rajesh Thapa Additional Advocate General, central Administrative Tribunal, Bench Jammu for information and appraisal of the Hon'ble Tribunal.
3. Assistant Director Fisheries Hqrs Jammu for information with the direction to convey the order to Smt. Jeeta Kumari Pandita (Ex-Head Assistant).
4. Private Secretary to the Principal Secretary to the financial commissioner, (Additional Chief Secretary), Agriculture Production Department, Civil Secretariat Srinagar for information of worthy Financial Commissioner.
5. Ms. Jeeta Kumari Pandita (Ex-Head Assistant) for information.
6. I/C website for necessary action.