

**HIGH COURT OF JAMMU & KASHMIR AND LADAKH  
AT JAMMU**

**WP(C) No. 2504/2023**

Members of Saini Community Th.  
Suksham Singh

.....Appellant(s)/Petitioner(s)

Through: Mr. Sheikh Najeeb, Advocate.

**Vs**

UT of J&K and others

..... Respondent(s)

Through: Mr. Ramesh Arora, Sr. AAG.

**Coram: HON'BLE MR. JUSTICE RAJNESH OSWAL, JUDGE**

**ORDER(ORAL)**

**24.11.2023**

1. The prayer made in the present petition is for declaring the SO 537 dated 19.10.2022 issued by the respondent No. 1 to the extent of amending the Jammu and Kashmir Reservation Rules, 2005 by adding Saini Community (Caste) as a weak and under privileged class (Social Caste) at entry No. 31 and further directing the respondents not to issue certificate to the members of Saini Community on the basis of impugned SO dated 19.10.2022.
2. The respondent Nos. 1 and 3 have filed response thereby stating that the SO No. 537 dated 19.10.2022 to the extent of including the Saini Community within the category of weak and under privileged classes (Social Caste) has been kept in abeyance till further orders and the same is not operative at the moment.
3. In view of the above admission of the respondent Nos. 1 and 3 that the SO 537 dated 19.10.2022 to the extent of adding the Saini Community as entry No. 31 in annexure D to the Jammu and Kashmir Reservation Rules,

2005, the present petition is disposed of by directing the respondent Nos. 1 and 3 to ensure that till the final decision is taken by the Government in this regard, no certificate is issued in favour of any member of Saini Community and the certificates already issued shall not be given effect thereto, till the status of the Saini Community as socially weak and under privileged class (Social Caste) is finally determined by the Government.

4. The petitioner shall be at liberty to approach the Court afresh in the event any adverse decision is taken by the Competent Authority in respect of the status of the Saini Community.

**(RAJNESH OSWAL)**  
**JUDGE**

**Jammu**  
24.11.2023  
*Sahil Padha*

