

S. No. 31
Supplementary list

IN THE HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT SRINAGAR

WP(C) 144/2024
CM 250/2024

All India Lumberdars Association ...Petitioner(s)

Through: Mr. Ateeb Kanth, Adv.

Vs.
Union Territory of J & K & Ors. ...Respondent(s)

Through:

CORAM: HON'BLE MR. JUSTICE RAJESH SEKHRI, JUDGE

ORDER
29.01.2024

CM No. 250/2024

Petitioner-All India Lumberdars residents of village Sakharas Sirgufawara Anantnag, has moved the above titled writ petition in representative capacity in terms of Order 1 Rule VIII of Civil Procedure Code based on a resolution dated 17.10.2020 whereby he has been authorized to file the accompanying writ petition.

For the reasons assigned therein and submissions mad at the bar by the learned counsel, the instant application is allowed.

Notice of this petition in representative capacity shall be published in two local daily newspapers one in Urdu and another in English having wide circulation in the area where the parties to the dispute reside.

WP(C) 144/2024

Petitioner has relied upon various orders passed by this Court from time to time including Orders dated 18.03.2023 in Bashir Ahmad Teeli & Ors vs Union Territory of J & K & Ors [WP(C) No. 593/2023], 06.04.2023 in Kartar Singh & Ors vs UT of J & K & Ors [WP(C) No. 830/2023], 16.06.2023 in Tahir Ahmad Khanday vs

Union Territory of JK & Ors [WP(C) No. 1592/2023], 16.06.2023 in Mohammad Yousuf & Anr. vs Union Territory of JK & Ors [WP(C) No. 1589/2023], to claim parity on the premise that he is similarly situated.

Notice to the respondents returnable within four weeks.
Requisites for service within four weeks.

List on 20.03.2024.

Meanwhile, subject to objections from the other side and till next date of hearing, the petitioner, if in position as on date, shall be permitted to continue as Lumberdar on the same terms and conditions on which he was engaged. It is, however, made clear that respondents shall be at liberty to fill up the position of Lumberdars of the village concerned by holding elections in accordance with law.

(RAJESH SEKHRI)
JUDGE

SRINAGAR
29.01.2024
Hilal Ahmad