

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT SRINAGAR

CRM(M) 44/2026 CrIM(91/2026).

AJAZ AHMAD MIR.

...Petitioner(s)

Through: Mr. Gash Asrar Ul Haq, Advocate.

VERSUS

HANIFA BANO.

...Respondent(s)

Through: None.

CORAM:

HON'BLE MR. JUSTICE RAHUL BHARTI, JUDGE.

ORDER
09.02.2026

01. The petitioner is an accused in an ongoing criminal case under Section 138 of the Negotiable Instrument Act, 1881 pending before the Court of Judicial Magistrate, 1st Class Budgam.

02. After the closure of evidence of the petitioner-accused's side, an application made by the petitioner-accused seeking summoning of a witness and placing material on record has come to suffer refusal in terms of impugned order dated **20.12.2025** against which the petitioner-accused is coming forward by invoking inherent powers of this Court reserved under Section 528 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023.

03. Issue notice to the respondent.

04. Notice in **CrIM No. 91/2026** as well.

05. In the meantime, further proceedings in the case pending before the Court below shall remain stayed till next date of hearing.

06. The Registrar Judicial, Srinagar is directed the summon the original record of the complaint file **No. 1010/2022** titled ***“Hanifa Bano Vs. Aijaz Ahmad Mir”*** from the Court of Judicial Magistrate 1st Class (Munsiff) Budgam.

07. List on 23rd February, 2026.

(RAHUL BHARTI)
JUDGE

SRINAGAR
09.02.2026
Bisma Jan.

