

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

WP(C) No. 212/2026

M/s M B Road Construction Company

..... Appellant/petitioner(s)

Through: -
Mr. Hazim Qureshi, Advocate

V/S

UT of J&K and Ors.

..... Respondent(s)

Through: -

CORAM:

HON'BLE MS JUSTICE MOKSHA KHAJURIA KAZMI, JUDGE

(ORDER)

10.02.2026

01. By this petition filed under Article 226 of the Constitution of India, petitioner-unit through its proprietor has challenged order No. 556 JK PCC of 2025 dated 4th December, 2025, whereby respondent No. 5 has directed to close down the Hot Mix Plant of the petitioner-unit under the name and style of M/s M. B. Road Construction Company, Rakshalina, District Budgam. In terms of the said order, respondent No. 5, has also directed the other respondents to take further action against the unit of the petitioner as mentioned in the impugned order.
02. Learned counsel for the petitioner, at the outset, places reliance on an order dated 10th July, 2024 passed by this Court in an identical matter being WP(C) No. 1418/2024, submits that the case of the petitioner is identical to the aforesaid case and, accordingly, prayed that the same order be passed in the present writ petition as well with a view to maintain parity.

03. Heard learned counsel for the petitioner and perused the material on record.

04. Notice to the respondents returnable within four weeks. Requisites within one week.

05. List on 23.03.2026.

06. In the meantime, subject to objections from other side and till next date of hearing before the Bench, respondent No. 2 (Deputy Commissioner Budgam) is directed to accord consideration to the application filed by the petitioner-unit for issuance of the NOC in terms of SO/60 and applicable rules within three weeks from today. However, it is made clear that till the application of the petitioner alleged to have been pending before Deputy Commissioner Budgam, is not decided by passing a speaking order, respondents shall not act upon the impugned order.

SRINAGAR
10.02.2026
"Mohammad Yasin Dar"



(MOKSHA KHAJURIA KAZMI)
JUDGE