

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

WP (C) No. 322/2025

CM No. 738/2025

Bharat Bhushan Tickoo and others

...Petitioner(s)/appellant(s)

Through: Mr. Danish Majeed, Advocate

Vs.**UT of JK & Ors.**

...Respondent(s)

Through: Mr. Satinder Singh, AAG

CORAM:**HON'BLE MR. JUSTICE RAHUL BHARTI, JUDGE****ORDER****19.02.2025**

1. By reference of their purported claim that the petitioners are the owners of an orchard land measuring 6.4 kanals comprising khasra No. 95/96 of village Malpora, Tehsil Zaingeer, District Baramulla.
2. The petitioners are aggrieved of the Authorities concerned for not giving the effect to the provisions of the Migrant Immovable Property (Perseveration, Protection and Restraint on Distress Sales) Act, 1997.
3. In this regard learned counsel for the petitioners draws attention of this court to a communication No. Div.Com/Mig-238/7189/52/266-68 dated 20.05.2023 from the office of the Divisional Commissioner, Kashmir, to the Deputy Commissioner Baramulla, whereby an action taken report has been solicited.

4. Issue notice only to the respondent No. 2-Deputy Commissioner (District Magistrate) Baramulla for reply/response from his end and thereafter the court would consider putting the private respondents No. 5 to 11 on notice in the light of the response submitted by the Deputy Commissioner (District Magistrate) Baramulla.
5. Mr. Satinder Singh, learned AAG, accepts notice on behalf of the respondent No. 2- Deputy Commissioner (District Magistrate) Baramulla. He seeks and is granted three weeks' time to file a response.
6. Copy of the writ petition be provided to Mr. Satinder Singh, learned AAG by the counsel for the petitioners for enabling the filing of the response within time given.
7. List on 24.03.2025.

(RAHUL BHARTI)
JUDGE

SRINAGAR
19.02.2025
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