

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

**CM No. 1587/2026 In
RFA No. 22/2026**

Union Territory of J&K and Ors.

...Petitioner(s)

Through: Mr. Jahingeer Ahmad Dar, GA

Vs.

Ghulam Hassan Sheikh

...Respondent(s)

Through:

CORAM:

HON'BLE MR. JUSTICE RAHUL BHARTI, JUDGE

ORDER

03.04.2026

- 1.** The Court of learned Principal District Judge, Budgam in a civil suit on file No. **14/2022** instituted on **18.02.2022** by the respondent-Ghulam Hassan Sheikh herein has decreed the suit against the appellant for recovery of an amount of Rs. **10,75,000/-** along with interest accrued.
- 2.** The suit claim was based on account of additional work stated to have been carried out by the respondent/plaintiff pursuant to his engagement in terms of allotment order No. **110 of 11/2013** for an

original cost of work of Rs. **4,74,023/-** which is said to have been increased to Rs. **15,49,023/-**.

- 3.** Pursuant to a supplementary agreement No. **148/2014**, the appellants are coming forward with a Regular First Appeal under Section **96** read with Order **41** of the **Code of Civil Procedure, 1908** but the appeal is suffering delay of **120** days.
- 4.** For seeking condonation of delay, the memo of appeal is accompanied with an application No. **1587/2026** stating therein that the delay has occurred by reference to administrative and legal sanction process which came to be finally received on **12.02.2026** and finally leading to the institution of the present appeal.
- 5.** Issue notice to the respondent in the condonation of delay application.
- 6.** Sends for the scanned record of suit from the court below.
- 7.** Notice in CM No. **1587/2026** also.
- 8.** The counsel for the appellants/applicants is directed to revisit the actual amount of court fees payable on the civil first appeal memo keeping in view the mandate of **Section 7(I)** which prescribes payment of

court fees payable in suits for money according to the amount claimed.

9. List again on **08.05.2026**.

10.In the meantime, operation of the impugned decree shall remain stayed. This order is subject to objections from the other side.

(RAHUL BHARTI)
JUDGE

SRINAGAR:
03.04.2026
Shabroz