

S.No.19

Regular List

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

**CCP(S) 70/2025 in[WP(C) 47/2022] c/w
CCP(S) 163/2024**

**DWARKA DAS (CHETIYANI)(SENIOR ...Petitioner(s)/Appellant(s)
CITIZEN)**

Through: Mr. Vikas Malik, Advocate in CCP (S) No. 70/2025
Mr. Sachin Dogra, Advocate in CCP (S) No. 163/2025

Vs.

**BILAL MOHI UD DIN BHAT AND ORS. ...Respondent(s)
(REVENUE)**

Through: Ms. Reekha Wangnoo, GA vice
Mr. Mohsin S. Qadri, Sr. AAG

CORAM:HON'BLE MR. JUSTICE WASIM SADIQ NARGAL, JUDGE

ORDER

26-12-2025

CCP (S) No. 70/2025

1. The present petition arose out of the order/judgment dated 01.09.2022, whereby writ petition WP(C) No. 47/2022 was disposed of with a direction to the official respondents, in particular respondent No. 6, to disburse the arrears of rent of the subject property from 1987 to 2017, subject to the petitioner producing a legal heir certificate issued by the competent authority. The petitioner was directed to approach the Tehsildar South, Srinagar, by way of an application, and the Tehsildar was directed to hear respondent No. 7 prior to issuing the certificate. Upon production of the legal heir certificate, respondent No. 6 was to take immediate steps for disbursing the arrears of rent that had fallen due to the legal heirs of late Shri Chaman Lal Arora from 1989 to 2017. With regard to future payments, i.e., from 2017 onwards, the dispute inter se the parties was stated to be pending before the competent Civil Court, and such payments were to be released strictly in accordance with any decree that might be

passed by the Civil Court. The learned writ court disposed of WP(C) No. 47/2022 in the manner stated above.

2. Learned counsel appearing for the petitioner fairly submits that, in compliance with the aforesaid order, the petitioner has already approached the concerned Tehsildar by way of a formal application dated 20.05.2025. However, till date, the legal heir certificate has not been issued for reasons best known to the concerned Tehsildar. It is submitted that due to such inaction on the part of the Tehsildar, the order/judgment passed by the learned writ Court has not been complied with.
3. Confronted with the submissions of learned counsel for the petitioner, learned counsel appearing for the respondents seeks two weeks' time to file a fresh compliance report on behalf of respondent No. 2, so as to apprise this Court of the steps taken in furtherance of the application stated to have been filed by the petitioner for issuance of the legal heir certificate.
4. Let the compliance report be filed within two weeks, with an advance copy to the other side.
5. List on 20th February, 2026.

CCP(S) 163/2024

6. The order dated 05.02.2025 has not been complied with. However, learned counsel appearing for the respondents seeks, and, reluctantly and in the interest of justice, is granted two weeks' time to comply with the said order, failing which respondent No. 4 shall appear in person, as already directed vide order dated 05.02.2025.
7. List as above.

(WASIM SADIQ NARGAL)
JUDGE

SRINAGAR:
26-12-2025
Mubashir