

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

**WP(C) 941/2022 CM(2359/2022)
c/w CCP(S) 269/2025**

BASHIR AHMAD BHAT

...Appellant(s)/Petitioner(s)

Through: Mr. Shafqat Nazir, Advocate

Vs.

**GOVERNMENT OF J AND K AND
ORS. (POWER DEVELOPMENT
DEPARTMENT)**

...Respondent(s)

Through: Mr. Shahbaz Sikander, AAG
Mr. Haris Khan, Assisting Counsel vice
Mr. Mohsin Qadri, Sr. AAG

CORAM:

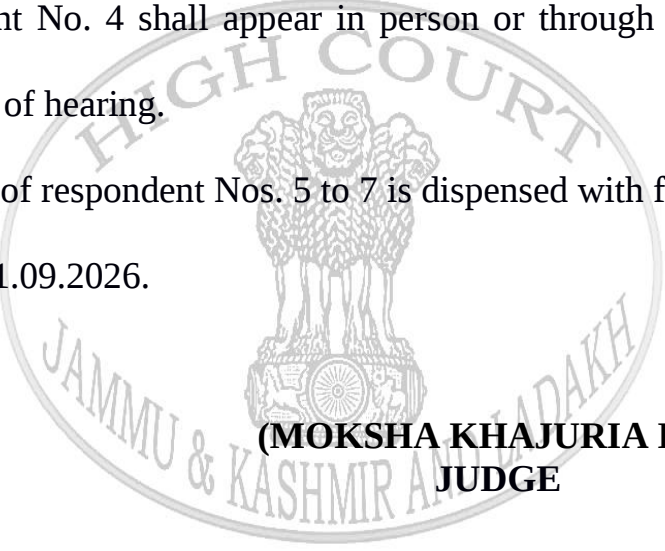
HON'BLE MS. JUSTICE MOKSHA KHAJURIA KAZMI, JUDGE.

ORDER

19.08.2026

1. In terms of order dated 03.08.2026, respondent Nos. 5 to 7 are present in person.
2. Mr. Syed Farooq, Collector, Land Acquisition, PDD submits that, at the relevant point of time, he was vested with the power of land acquisition for the PDD, however, the said power has been subsequently withdrawn and taken away by the Deputy Commissioner in terms of communication dated 26.02.2022. Copy of the communication dated 26.02.2022 is taken on record. He further submits that the competent authority for acquisition of the petitioner's land is the Collector, Land Acquisition, Revenue.
3. Respondent No. 6- Executive Engineer System & Operations TLMD-7, PDD, submits that the indent had already been submitted by the indenting department for acquisition of the petitioner's land and that a notification under Section 11 had also been issued in the year 2022, however, no further proceedings have been initiated by the respondents till date. He further submits that the indenting department has already deposited an amount of Rs. 30 Lacs with respect to the claim of the petitioner.

4. Respondent No. 7- Tehsildar North Hazratbal, Srinagar, submits that the revenue papers have already been forwarded to the office of the Collector, Land Acquisition.
5. Respondent No. 4- Deputy Commissioner, Srinagar, is directed to file his personal affidavit, taking into consideration the reply filed by the respondents as well as the statements made by respondent Nos. 5 to 7.
6. Mr. Haris Khan, learned counsel appearing vice Mr. Mohsin Qadri, learned Sr. AAG, seeks and is granted three weeks' time for filing the personal affidavit of respondent No. 4, with an advance copy to the other side. In case the affidavit is not filed within the stipulated period, respondent No. 4 shall appear in person or through virtual mode on the next date of hearing.
7. Presence of respondent Nos. 5 to 7 is dispensed with for the time being.
8. List on 21.09.2026.


(MOKSHA KHAJURIA KAZMI)
JUDGE

SRINAGAR:

19.08.2026

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