

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

**CM(M)/156/2026
CM/2629/2026**

Ghulam Ahmed Malik

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

Through: -

Mr. Z. A. Qureshi, Sr. Advocate with
Ms. Rehana Fayaz, Advocate.

V/s

Abdul Rehman Magray & Ors.

... Respondent(s)

**Through:-
None.**

CORAM:

HON'BLE MR JUSTICE M. A. CHOWDHARY, JUDGE.

(ORDER)

06.05.2026

Petitioner, through the medium of this petition, has challenged the order dated 27th of December, 2025 passed in an application for Condonation of Delay in filing Appeal titled '*Abdul Rehman Magrey & Ors. vs. Ghulam Ahmad Malik & Ors.*' whereby the delay has been condoned by the Court of learned Additional District Judge Ganderbal for filing of Appeal, asserting that the appeal was filed by respondent Nos. 1 to 4 who were not party to the suit, along with an application for leave to file appeal, however, the Appellate Court without granting leave to the applicants to file the appeal condoned the delay in filing the appeal which was not legal as the application for seeking leave to file appeal was to be preceded in the matter, before application for Condonation of Delay.

Heard.

Issue notice to the respondents, returnable within a period of four weeks, subject to filing of requisites by the petitioner, within a week's time.

List on **3rd of July, 2026.**

In the meanwhile, subject to objections, from the other side and till next date of hearing before the Bench, the impugned order is stayed.

**(M. A. CHOWDHARY)
JUDGE**

SRINAGAR

May 6th, 2026

"Shoaib Javid"