

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT SRINAGAR

WP(C) No. 1468/2023
CM No. 3434/2023

Haji Ghulam Qadir Akhoon

.....Petitioner(s)

Through: Mr. S.F Qadiri, Sr. Adv.
with Ms. Tayba Gulnar, Adv.

V/s

UT of J&K and Ors.

..... Respondent(s)

CORAM:

Through:

Hon'ble Mr. Justice Sanjay Dhar, Judge.

ORDER
09.06.2023

The petitioner has challenged order No. 714-DFCS&CAK dated 22.05.2023 issued by respondent No. 2 whereby the claim of the petitioner regarding enhancement of freight charges has been rejected. It is contended by learned Senior Counsel appearing for the petitioner that as per Clause 8 of the Agreement, the petitioner is entitled to higher/lower freight rate for the period of contract if the same is revised and as such the impugned consideration order passed by respondent No. 2 is not in accordance with the terms of the contract,.

Issue notice to the respondents subject to taking of necessary steps by the petitioner within one week.

In the meantime, till next date of hearing before the Bench, the respondents shall not encash the cash certificate stated to have been furnished by the petitioner to respondent No. 2 by way of security.

List along with WP (C) No. 812/2023 on 09.08.2023.

(Sanjay Dhar)
Judge

SRINAGAR

09.06.2023

"Aasif"