

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

**WP (C) No. 1972/2024
CM No. 5314/2024**

Hilal Ahmad Bhat

... Petitioner(s)

Through: -

Ms Insha, Advocate vice
Mr M. S. Reshi, Advocate.

V/s

Union Territory of J&K and Ors.

... Respondent(s)

CORAM:

Hon'ble Mr Justice Rahul Bharti, Judge.

(ORDER)

31.08.2024

The petitioner submits that he is running a school under the name and style of M/s Global English Medium School, Kaloosa, District Bandipora and proof of the said fact is Government Order No. 736-DSEK of 2017 dated 30th of June, 2017 issued by the Director, School Education, Kashmir, Srinagar. The school premises is located upon 8.5 kanals of land comprised in khasra Nos. 468 Min, 474, 476 Min and 486 of village Mouza Kaloosa, Nathpora, Tehsil and District Bandipora, wherefrom the petitioner reckons that the respondents, in particular respondent Nos. 3 and 4, are bent upon to dispossess the petitioner without adopting due course of law despite the fact that the petitioner's use and occupation of the site of the school premises is not illegal by any stretch of reference and allegation.

Prima facie, case is made out.

Issue notice to the respondent Nos. 3 and 4 only at the first instance.

Petitioner to furnish registered postal covers before the Registry within a period of seven days, whereupon notice shall be issued to respondent Nos. 3 and 4 returnable within four weeks.

List again on 25th of October, 2024.

In the meantime, respondent Nos. 3 and 4 are restrained from causing any damage to the school premises of the petitioner in any manner whatsoever. This order is, however, subject to objections from the other side.

SRINAGAR
August 31st, 2024
"TAHIR"



(Rahul Bharti)
Judge