

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

CRM(M) 562/2025
CrIM(1378/2025)

SHAKIR UL HASSAN BHAT AND ORS **... Petitioner(s)**

Through: Mr. Tasaduq H. Khawja, Sr. Advocate with
Mr. Iman Muizz, Advocate

Vs.

UNION TERRITORY OF J AND K **...Respondent(s)**
TH.SHO P/S SADDER ANG AND ANR

Through: Mr. Ilayas Laway, GA vice
Mr. Mohsin Qadri, Sr. AAG

CORAM:

HON'BLE MR. JUSTICE JAVED IQBAL WANI, JUDGE

ORDER

17.09.2025

Upon coming of the instant petition for consideration, the counsel for the petitioners pointed out that the complaint filed by respondent-2 herein on the basis of which FIR No. 83/2025 came to be registered against the petitioners herein and consequently culminated into a charge sheet being Challan No. 49 of 2025 titled as UT of JK through P/S Saddar Vs Shakirul Hassan And Ors. relate to the offence alleged to have been committed by the petitioners herein against the said respondent 2 prior to the coming into being of of BNS 2023 and despite that FIR supra as also the consequential charge sheet has been registered and filed for the offences covered under BNS 2023.

Heard and perused the record. There appears to be substance in the submissions made by the counsel for the petitioners.

Issue notice.

Notice waived by Mr. Ilayas Laway, learned GA, on behalf of respondent No.1.

Notice shall go to respondent no. 2 in the main petition as well as in CrIM returnable by next date.

List on 29th September 2025.

In the meantime, proceedings in challan no. 49/2025 supra pending before the court of Additional Sessions Judge, Anantnag shall remain on hold.

Registry to send for scanned record from the trial court.

(JAVED IQBAL WANI)
JUDGE

SRINAGAR:
17.09.2025
"S.Nuzhat"