

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

WP(C)No. 2946/2022

**Ghulam Hassan Bhat& Ors.**

...Petitioner(s)

Through: Mr. M. M. Dar, Advocate

**V/s**

**Union Territory of J&K & Ors.**

...Respondent(s)

Through:

**Coram: HON'BLE MR. JUSTICE M A CHOWDHARY, JUDGE**

**ORDER**  
**23.12.2022**

1. Petitioners claiming to be a residents of Mohalla Ladigen, Village Nusoo Badragund Tehsil Qazigund District Anantnag, and possessing their proprietary land along with the Shamilat land existing adjacent to their proprietary land falling under Khasra No. 292, 293, 295 and Khasra No. 614/29, 727/617/294, through the medium of this petition, allege that the residents of various Mohallas of Village Nussu Badragund, particularly respondents 8 to 16, in connivance with official respondents 6 & 7, have encroached upon the Shamilat land and have resorted to cutting of fruit bearing trees, there.
2. It is further alleged that the petitioners have made representation before the Divisional Commissioner, Kashmir, for redressal of their grievances, however, same

hasnot been redressed by the official respondents and hence the instant petition.

3. Learned counsel appearing for the petitioner submits that vide Government Order No. Rev/Lit/218 of 2011 dated 28.11.2011, a scheme called 'Jammu & Kashmir (Eviction of Unauthorized Occupants of Common Land) Scheme 2011, has been laid downfor eviction of encroachments fromcommon lands following Judgment passed by the apex court.
4. Heard.
5. Issue notice to the respondents returnable within four weeks. Requisites for service within one week.
6. List on **17.02.2023**.
7. In the meantime, the respondent-Deputy Commissioner, Anantnag, is directed to enquire into the matter in terms of the Government Order referred hereinabove and take a decision in the matter and till decision is taken and subject to the objections from the otherside the ***status-quo*** shall be maintained on spot till next date before the Bench.

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

**SRINAGAR**  
**23.12.2022**  
*Shaista*