

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

Case No:- RSA No. 2/2026
CM No. 81/2026
CAV No. 44/2026

Sudesh Kumar Petitioner(s)

Through: Mr. Ranjeev Dubey, Advocate

Vs

Gurwant Singh Respondent(s)

Through: Mr. Sunny Mahajan, Advocate

Coram: HON'BLE MR. JUSTICE SANJAY PARIHAR, JUDGE

ORDER
15.01.2026

Caveat No. 44/2026

With the appearance of Mr. Sunny Mahajan, learned counsel for the respondent, who is on caveat, **Caveat stands discharged.**

RSA No. 2/2026

1. Issue notice to the respondent.
2. Mr. Sunny Mahajan, Advocate accepts notice on behalf of the respondent.
He seeks and is granted two weeks' time to file reply.
3. This happens to be Civil Second Appeal against the judgment and order dated 30.12.2025 passed by the Appellate Court whereas, according to learned counsel for the respondent, it is a case of concurrent findings so no substantial question of law is apparent on the face of record. Whereas learned counsel for the appellant claims that the judgment rendered by the

Appellate Court as well as by the Trial Court suffers from various infirmities which has given rise to substantial question of law.

4. Be that as it may, given the urgency involved in the instant appeal, list for further consideration on 03.02.2026, higher up in the case list.
5. In the meanwhile, subject to the objections from the other side and till next date of hearing before the Bench, the parties are directed to maintain the *status quo* with regard to the subject matter of this appeal.

(Sanjay Parihar)
Judge

Jammu
15.01.2026
Javid Iqbal.