



Sr. No. 38
2026 JKL HC-JMU:44
Supp. List-II

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU

WP(C) No. 81/2026
CM No. 206/2026

Mohd. Rafiq

.... Petitioner/Appellant(s)

Through:- Mr. I.H. Shah, Advocate.

V/s

UT of J&K and others

.....Respondent(s)

Through:-

CORAM: HON'BLE MR. JUSTICE RAJESH SEKHRI, JUDGE

ORDER

20.01.2026

1. Petitioner claims to be the owner in possession of land bearing Khasra Nos. 188-min measuring 6 Marlas and 379 measuring 3 Marlas, with a residential house constructed thereupon.
2. The case set out by the petitioner is that the Department of PW(R&B) Division, Kotranka has undertaken construction of a road from Kotranka to Kandi with a total length of approximately 4 kilometres under a duly sanctioned and approved project with a specific alignment, which does not pass through the petitioner's land and residential house.
3. The allegation of the petitioner is that, during the course of construction, the respondents have arbitrarily changed the alignment of the road and are attempting to construct the said road through his land.
4. The petitioner has invoked the writ jurisdiction of this Court seeking a direction to the respondents to carry out the construction of the said road strictly in accordance with the approved alignment.



5. Having regard to the limited nature of the controversy, the present writ petition is disposed of with a direction to the respondents to proceed with the construction of the road in question strictly as per the sanctioned and approved project and its alignment.

6. **Disposed of** accordingly along with connected CM.

(Rajesh Sekhri)
Judge

Jammu:

20.01.2026

Michal Sharma/PS

Whether approved for speaking
Whether approved for reporting

: Yes/No
: Yes/No

