

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU

WP(C) No. 456/2026

**Kishore Kumar Gupta and
another**

.... Petitioner/Appellant(s)

Through:- Mr. Sachin Gupta, Advocate.

V/s

JMC and others

.....Respondent(s)

Through:- Mr. Nirmal Singh Kotwal, Advocate
vice Mr. Ravinder Gupta, AAG.

CORAM: HON'BLE MR. JUSTICE WASIM SADIQ NARGAL, JUDGE

ORDER

25.02.2026

1. After arguing for a while, when learned counsel for the petitioners was confronted with the question of maintainability of the instant petition, inasmuch as no cause of action has accrued to the petitioners as on date, he submitted that the order of rejection passed by respondent No. 1, whereby, the application of the petitioners for grant of NOC has been rejected, has not been supplied to the petitioners till date. It is submitted that for this precise reason, the petitioners could not challenge the said rejection order through the medium of the instant petition.

2. Admittedly, no cause of action has accrued to the petitioners, as on date, to challenge the impugned order dated 22.02.2026, whereby respondent No. 1- Jammu Municipal Corporation has temporarily permitted petitioner No. 1-Sh. Kishore Kumar Gupta to operate the premises, which has been given to State Bank of India, for a period of three months.

3. Learned counsel for the petitioners, Mr. Sachin Gupta, when confronted with the question of maintainability, fairly submitted that a direction may be issued to respondent No. 1 to provide a copy of the rejection order to the petitioners within a stipulated period. He further submitted that, upon receipt of the said order, the petitioners be granted liberty to challenge the same by way of a fresh petition on all available grounds.

4. In view of the submission made, respondent No. 1 is directed to furnish a copy of the rejection order to the petitioners within a period of one week from today.

5. Accordingly, the writ petition is **dismissed** as not maintainable, as no cause of action has accrued to the petitioners as on date to file the instant petition, with liberty to the petitioners to challenge the order of rejection, on all available grounds as per law.

(Wasim Sadiq Nargal)
Judge

Jammu:

25.02.2026

Michal Sharma/PS