

**HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU****WP (C) No.791/2026
CM No. 1800/2026**

Date of pronouncement: 01.04.2026

Uploaded on: 02.04.2026

- 1. M/S H.A.S. Mubahser Constructions
Village Chullyar, Tehsil Chenani,
District Udhampur, UT of J&K
Through its Partner
Mohd Hanief Shan, Age 38 years,
S/O Sh. Sakhi Mohd. Shan,
R/O Village Chullyar, Tehsil Chenani,
District Udhampur, UT of J&K**
- 2. Mohd Hanief Shan, Age 38 years,
S/O Sh. Sakhi Mohd. Shan,
R/O Village Chullyar,
Tehsil Chenani, District Udhampur,
UT of J&K**

.... Petitioner(s)/Appellant(s)

Through:- Mr. Ayjaz Lone, Advocate

V/s

- 1. The Union Territory of J&K
through Commissioner/ Secretary,
Public Works (R&B) Department,
Civil Secretariat, Jammu**
- 2. The Chief Engineer,
Public Works (R&B) Department,
Bikram Chowk, Jammu**

.....Respondent(s)

Through:- Ms. Pallavi Sharma, Assisting Counsel to
Mr. Ravinder Gupta, AAG**CORAM: HON'BLE MR. JUSTICE M A CHOWDHARY, JUDGE
ORDER (ORAL)**

1. Petitioners, through the medium of this petition, seek direction upon the respondents to upgrade/convert the 'A'-Class registration certificate bearing Registration No. PWD(RandB)J/A/179/2019-20, issued in favour of petitioner No. 2, to a Partnership firm (petitioner No. 1) in order to enable petitioner No. 1, to carry on its occupation and business,



with further direction upon the respondents to allow petitioner No.1/Partnership firm to participate and compete in the tenders issued or to be issued by the respondents for various civil works by counting all credentials/works of the A'-Class Registration Card No. PWD(RandB)J/A/179/2019-20, towards qualification for business of petitioner No. 1/Partnership firm.

2. Learned counsel for the petitioners submits that petitioner No. 2- Mohd Hanief Shan, registered as 'A-Class contractor', has formulated a Partnership firm in the name of **M/S H.A.S. Mubasher Constructions** along with his sons, as per the Registration Certificate vide Registration No. 272-CPA of 2025, dated 12.04.2025 and that the respondents have not been entertaining this new entity of petitioner's Partnership Firm, to participate and compete in the tenders issued by the respondents for various civil works.
3. Learned counsel for the petitioners further submits that the petitioners shall be satisfied in case this petition is disposed of, at this stage, with the direction to the respondents to consider the case of the petitioners for upgradation/conversion of the 'A'-Class registration certificate, issued in favour of petitioner No. 2 in favour of Partnership firm (petitioner No. 1) in order to enable petitioner No. 1, to carry on its occupation and business.
4. Learned counsel for the respondents submits that the respondents are not averse to the plea raised by the learned counsel for the petitioners for disposal of the petition at this stage with a direction to the respondents to consider the matter, as prayed for.



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5. In view of the pleadings and submissions made at Bar, this petition is disposed of at this motion stage, with a direction to the respondents to treat this writ petition as a representation filed by the petitioners, for consideration of upgrading/converting 'A'-Class registration certificate, in the name of petitioner No. 2, in favour of Partnership firm (petitioner No. 1), in order to enable petitioner No. 1 to carry on its occupations.
6. *Disposed of*, accordingly alongwith pending application(s).

(M A CHOWDHARY)
JUDGE

JAMMU
01.04.2026
Asif Tautray

