

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

CJ Court

Case: OWP No. 1590 of 2016
(Through Virtual mode)

Gul Mohd and Another

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

Through: Sh. P.N.Goja, Sr. Advocate

v/s

State of J&K and Others

.... Respondent(s)

Through: Sh. S.S.Nanda, Sr. AAG for
respondent Nos. 1 to 4
Sh. Suneel Malhotra for respondent
Nos. 5 & 7

CORAM:

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE RAJNESH OSWAL, JUDGE

ORDER

1. The house of the petitioners was badly damaged in the road widening and is to be abandoned. This is clear from the report of the Patwari Halqa dated 05.03.2015. He has thus recommended for the payment of damages. The damages have been assessed by the District Superintending Engineer, PWD (R&B) Circle, Doda vide his letter dated 15.05.2015 to the tune of Rs. 12,71,000/-. The said amount till date has not been paid.

2. We are astonished the manner in which the people of the Union Territory are being deprived of their property without paying adequate compensation or damages.

3. In view of the above, we direct the respondents to produce the cheque of Rs.12,71,000/- in the name of the petitioners within a period of

two weeks. The cheque shall be produced by Sh. Nanda, who is representing the Union Territory and if the amount is to be paid by the Union of India, the Union Territory may recover the same later on from the Union of India.

4. List on 26th April 2021.

(RAJNESH OSWAL)
JUDGE

(PANKAJ MITHAL)
CHIEF JUSTICE

Jammu
07.04.2021
Tilak

