

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

**WP(Crl) No. 26/2026
CM Nos. 2228/2026 &
2229/2026**

Nazir Th. his Brother Sadik MuhamadPetitioner/Appellant(s)

Through:- Mr. Asheesh Singh Kotwal, Advocate.

V/s

UT of J&K and Anr.Respondent(s)

Through:- Ms. Chetna Manhas, Advocate vice
Ms. Monika Kohli, Sr. AAG for R-1.

CORAM: HON'BLE MS. JUSTICE MOKSHA KHAJURIA KAZMI, JUDGE

ORDER
17.04.2026

CM No. 2229/2026

1. The instant application has been filed by the applicant, seeking leave of this Court to file the writ petition without annexing the certified copy of the impugned FIR.
2. For the reasons stated in the application, same is allowed and the applicant is permitted to file the writ petition without annexing certified copy of the impugned FIR. However, he is directed to place the certified copy of the impugned FIR on record, as and when he gets the same.
3. Application is, accordingly, ***disposed of.***

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4. By this petition, filed under Article 226 of the Constitution of India, petitioner herein has challenged FIR No. 0014 of 2025 registered by

respondent No. 1 for commission of offences punishable under Sections 126(2), 115(2), 137(2), 352, 351(2), 351(3) & 191(2) of BNS 2023 at the behest of respondent No. 2.

5. Learned counsel for the petitioner states that name of the petitioner does not figure in the impugned FIR, as such, he has been wrongly implicated by the respondents.
6. Notice.
7. Ms. Chetna Manhas, Assisting counsel to Ms. Monika Kohli, Sr. AAG waives notice on behalf of respondent No. 1. She seeks and is granted two weeks' time for filing objections. Let notice be issued to respondent No. 2, returnable within three weeks.
8. List again on **13.05.2026**.
9. Meanwhile, the Investigating Officer is directed to proceed with the investigation, however, challan shall not be presented before the competent Court of law without seeking prior permission of this Court.

(MOKSHA KHAJURIA KAZMI)
JUDGE

JAMMU
17.04.2026
Ram Krishan