

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

WP(Crl) No. 36/2026
CM No. 2764/2026

Sushma Jamwal & Ors

.....Petitioner(s)

Through: Mr. Sunil Sethi, Sr. Advocate with
Mr. Rameshwar Singh Jamwal, Advocate

Vs

UT of J&K & Ors

..... Respondent(s)

Through:

Coram: HON'BLE MR. JUSTICE MOHD. YOUSUF WANI, JUDGE

ORDER
08.05.2026

1. Issue notice to the respondents in the main as well in the interim application, returnable by the next date of hearing subject to taking of steps for service within a week's period for filing reply/objections.
2. Heard learned counsel for the applicants/petitioners in respect of his prayer for grant of interim relief.
3. The learned counsel in the course of his arguments highlighted the facts of the petitioners' case as projected in the petition. He submitted that there is a civil dispute already going on between the private parties and a Miscellaneous Appeal arising out of the same bearing No 44/2025 is also pending disposal in this Court regarding the same subject matter, in which, an order of status quo dated 30.08.2025 has been passed. That the respondents 4 to 6 without any regard to pendency of the civil litigation between the private parties, and by adopting an illegal and novel procedure, have by way of a routine endorsement on the application of the other side,

passed the orders dated 02.04.2026 and 22.04.2026 to the effect of dismantling of the petitioners' structure. He contended that the petitioners have got a strong prima facie case made out in their favour and the balance of convenience also tilts towards them.

4. Perused the interim application supported with an affidavit. Also perused the main petition and the copies of the documents enclosed with the same as Annexures thereto.
5. List on **06.06.2026** and in the meantime, subject to any vacation/modification upon the consideration of the objections/arguments of the other side and till next date of hearing, the operation of both the impugned orders dated 02.04.2026 and 22.04.2026 is stayed and the non-applicants/respondents 4 to 6 are restrained to make any further interference with the subject matter of the dispute.
6. Copy of this order be furnished to the learned counsel for the applicants/petitioners under the seal and signature of the Bench Secretary/Reader of this Court.

(Mohd. Yousuf Wani)
Judge

Jammu
08.05.2026
Vijay