

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

WP(C) No. 1276/2026
CM No. 2795/2026

Nehal Singh Manhas

.....Petitioner(s)

Through: Mr. Vikas Sharma, 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 as in the interim application, returnable by the next date of hearing subject to taking of steps for service for filing reply/objections.
2. Heard learned counsel for the applicants/petitioners in respect of his prayer for grant of interim relief and considered his submissions.
3. 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, especially the Order No. 271-EO/2024-25 dated 18.03.2025 passed by the non-applicant/respondent No.3 in compliance to the earlier order of this Court dated 05.04.2023 passed in WP(C) No. 717/2023 that was filed by the applicant/petitioner.
4. It is admitted by the said non-applicant/respondent No.3 as per the aforesaid order dated 18.03.2025 that the subject work has been got executed by the then Executive Engineer without following the proper codal procedure. Anyway there appears to be the admission of the non-

applicant/respondent No.3 regarding the execution of the work. It is submitted by the learned counsel for the applicant/petitioner that the observance of the codal formalities was the job and obligation of the non-applicants/respondents, and the applicant/petitioner being a bonafide contractor, executed the subject work after the same had been allotted to him upon due approval. He submitted that the applicant/petitioner has already submitted his payment bills to the non-applicants/respondents for disbursement.

5. List on **06.06.2026** and in the meantime, the non-applicants/respondents are directed to make payment of the liability due to the applicant/petitioner on account of the execution of the subject work i.e. Modernization of Jagtu Chak Minor of D-13 between RD 2873-3010 and RD 3010-3135 Mts (AIBP), Silt clearance and allied works from Khour Branch of D-11 of MRC RD 7750-8270 Mts, MRC RD 6900-7030 Mts, MRC RD 7030-7292, MRC RD 7292-7433 Mts and MRC RD 7433-7700 Mts, against the allotment orders dated 23.03.2018 and 29.05.2019 respectively, however, subject to furnishing of his undertaking to the effect that he shall reimburse the same or any portion thereof, in case he will not be subsequently held entitled to the same by this Court or by any other competent Court of law.

(Mohd. Yousuf Wani)
Judge

Jammu
08.05.2026
Vijay