

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

WP (C) No. 1211/2025

Sudha Jamwal and Ors.

.....Applicant(s)/Petitioner(s)

Through :- Mr. D.S. Saini, Advocate

**v/s**

UT of J & K & Ors.

.....Respondent(s)

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

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

**ORDER**  
**19.05.2025**

1. By this petition, petitioners herein have challenged order dated 27.04.2017 passed by respondent no. 4 whereby, the *suo-moto* powers have been exercised in the revision petition against dead person, namely, Hoshiar Singh, who was one of the respondent and had died on 25.01.2017, by virtue of which the mutation no. 8683 of Village Toph Sherkhania, Tehsil & District Jammu, has been set aside and with a further direction to the concerned Tehsildar to attest the fresh mutation reverting the land measuring 07 kanals 09 marlas falling under Khasra No. 722 situated at Village Toph Sherkhanian, Tehsil and District Jammu in favour of the State. The petitioners have also challenged the order dated 27.08.2019 passed by respondent no. 2 in the instant petition.
2. It is stated by the learned counsel for the petitioners that respondent no. 4 has no jurisdiction to pass orders in terms of Section 15 of the Land Revenue Act, 1996. against a dead person deceased Hoshiar Singh, who had died on 25.01.2017. It is also stated by the learned counsel for the petitioners that respondent no. 4 recommended the

reference contained in the order dated 27.04.2017 before the respondent no. 2 without impleading the applicants/petitioners as necessary and proper parties.

Heard.

3. Issue notice, which is waived by Ms. Chetna Manhas, Advocate appearing on behalf of respondent nos. 1 to 7. She seeks and is granted four weeks' time for filing reply.
4. Learned counsel for the petitioners is directed to furnish copy of the writ petition to learned counsel for the respondents during the course of this week.
5. Now notice shall be issued to rest of the respondents, subject to taking of requisite steps by the petitioners within one week.
6. List on 28.07.2025.
7. Meanwhile, subject to objections from the other side and till next date of hearing, the operation of impugned orders dated 27.04.2017 and 27.08.2019 shall remain stayed.

*Alteration/modification/vacation on motion.*

**(Moksha Khajuria Kazmi)**  
**Judge**

JAMMU  
19.05.2025  
Manik