

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU

WP(C) No. 1552/2023
CM No. 3706/2023

Bishan Kumar

.... Petitioner/Appellant(s)

Through:- Mr. Asheesh Singh Kotwal, Advocate

V/s

Union Territory of J&K & ors.

.....Respondent(s)

Through:-

CORAM : HON'BLE MRS. JUSTICE SINDHU SHARMA, JUDGE

ORDER

Petitioner has assailed the final notice dated 06.06.2023 directing him to remove the structure raised by him within a period of two days, failing which, the same would be demolished without any information.

The contention of the petitioner is that the land is *Shamlat Deh* and the petitioner is owner in possession of the land for 40 years in view of his proprietary land situated at village Lakhri, Tehsil Ramkot District Kathua. The petitioner has constructed a Khokha over 01 Marla of land and remaining 05 Marlas is vacant. It is submitted that the respondents without holding any enquiry, had issued a notice of eviction from the land.

Prima facie case is made out.

Notice to the respondents in the main petition as well as CM, returnable within four weeks. Requisite steps for service within one week.

List on 31.07.2023.

Meanwhile, subject to objections and till next date before the Bench, operation of the impugned final notice dated 06.06.2023 shall remain stayed. Alteration/modification on laying motion.

(Sindhu Sharma)
Judge

JAMMU
14.06.2023
Ram Murti

