

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

(Through Video conferencing)

CRM (M) No. 352/2020  
CrIM No. 1299/2020  
CrIM No. 1300/2020  
CrIM No. 1301/2020

Ifthqar Ahmed and others

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

Through :- Mr. Anil Bhan, Advocate

v/s

Union Territory of J&K and others

...Non-applicant(s)/Respondent(s)

Through :- None

**Coram: HON'BLE MR. JUSTICE SANJAY DHAR, JUDGE**

**ORDER**

The petitioners have challenged FIR No. 114/2020 for offences under sections 458, 354 B, 323, 147 and 148 IPC registered with Police Station Surankote, Poonch.

It is the case of the petitioners that there is a civil dispute of partition going on between petitioners and the private respondents with regard to hill dhoke situated at Sayanwali. It is contended that on 10.08.2020, the private respondents launched an attack on petitioner No. 2 regarding which FIR No. 116/2020 stands registered against the private respondents with Police Station Surankote, Poonch. It is contended that the complaint with regard to said FIR was lodged by the petitioner No. 2 prior to the lodging of the complaint on the basis of which the impugned FIR has been registered against petitioners as a counter blast. Learned counsel for the petitioners has further submitted that investigation in FIR No. 116/2020 already stands stayed by this Court in terms of the orders passed by this Court.

Having heard learned counsel for the petitioners and having perused the documents on record, a prima facie case of grant of interim indulgence is made out.

Issue notice to the respondents. Notice to the official respondents shall be served through Mr. Aseem Sawhney, AAG, whereas, notice to the private respondents be served through the SHO concerned. Till next of hearing, the investigation in FIR No. 114/2020 of Police Station Surankote, Poonch shall stay.

List on 26.11.2020.

The petition be listed along with CRM (M) No. 274/2020 and CRM (M) No. 322/2020.

**(SANJAY DHAR)**  
**JUDGE**

Jammu  
02.11.2020  
Neha

