

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

WP(C) No. 1725/2023
CM No. 4031/2023

Majid Ullah Naik

.....Appellant(s)/Petitioner(s)

Through: Mr. Karam Vir Bhushan, Advocate.

Vs

UT of J&K and others

.....Respondent(s)

Through:

Coram: HON'BLE MR. JUSTICE RAHUL BHARTI, JUDGE

ORDER
10.07.2023

1. Heard learned counsel for the petitioner.
2. The petitioner claims to be the owner of the land falling under khasra nos. 789/656/941/122/150 min 968/942/122 in village Udhayanpur, tehsil Bagla Bharath, district Doda.
3. The petitioner's grievance is that some 4 kanals and 10 marlas of land out of the aforesaid khasra numbers is sought to be usurped by the Road and Building (R&B) Department, UT of J&K for the purported purpose of carving out of a road from 'Dali to Bagla' via Damsi Road and from Dali to Udhayanpur High School road.
4. Learned counsel for the petitioner submits that without adopting any due course of law, the land of the petitioner has been

wronged by the respondents and, as such, the petitioner is in the present writ petition.

5. *Prima facie* case is made out.

6. Issue notice to the respondents.

7. Petitioner to furnish registered postal covers for the service of the respondents within a period of seven days, whereupon the Registrar Judicial, Jammu to issue notices to the respondents.

8. In the meantime, the respondents are directed to maintain status-quo on spot quo the land of the petitioner in reference in case if the land of the petitioner has not been acquired in accordance with law by the respondents. This order is, however, subject to objections from the other side.

9. List on 28.08.2023.

(RAHUL BHARTI)
JUDGE

Jammu
10.07.2023
Srivalee