

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

CM(M) No.128/2026

Davinder Sudan

.....Petitioner/Appellant(s)

Through: Mr. Navyug Sethi, Advocate.

Vs

Bimla Sharma & Anr.

..... Respondent(s)

Through:

CORAM: HON'BLE MR. JUSTICE RAJESH SEKHRI, JUDGE

ORDER
15.06.2026

- 01.** Petitioner has invoked inherent jurisdiction of this Court for the quashment of order dated 04.05.2026 passed by learned Special Mobile Magistrate, Electricity, Jammu [“the trial Court”] in a civil suit preferred by respondent No.1, whereby agreement to sell dated 06.08.2025, which was in question in the suit was kept in abeyance. Case of the petitioner in brief is that by virtue of the said agreement to sell, impugned in the suit, he had purchased 04 kanals of land, with respect to which respondent had received the down payment of Rs.75.00 lacs. It is contention of the petitioner that learned trial Court has kept the aforesaid agreement to sell in abeyance without assigning any reason.
- 02.** *Prima facie*, case for indulgence is made out.
- 03.** Issue notice to the respondents, returnable within four weeks.
Requisites for service within one week.
- 04.** List on 26.08.2026.

05. Meanwhile, respondent No.1 is directed to maintain status quo qua the suit property. This order, however, shall be subject to objections from the other side and till next date of hearing before the Bench.

(Rajesh Sekhri)
Judge

Jammu
15.06.2026
Eva

