

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

CRM(M) No. 639/2023
CrlM No. 1243/2023

Ramesh Kumar Bhat

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

Through :- Mr. Vikram Sharma, Sr. Advocate with
Mr. Sachin Dev Singh, Advocate.

V/s

Union Territory of J&K and another

....Respondent(s)

Through :- Ms. Shazia Asaf, Advocate vice
Mr. Pawan Dev Singh, Dy. AG.

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

ORDER

In the instant petition, the petitioner has challenged order 27.02.2023, passed by the Court of learned Special Mobile Magistrate Electricity Jammu, in case FIR No. 269/2020 titled ***“State through SHO P.S. Bahu Fort Vs. Nemo”***, whereby the learned Court has, by way of a non-speaking order, has directed further investigation in the matter by SSP, Jammu under the supervision of ADGP Jammu, without assigning any reasons.

Learned senior counsel appearing for the petitioner states that in the absence of a protest petition, on what basis the investigation weighed with the court below in passing the order impugned and the same is not justified and has been passed without any jurisdiction.

Issue notice to the respondents.

Ms. Shazia Asaf, Advocate appearing vice Mr. Pawan Dev Singh, learned Dy. AG, accepts notice on behalf of respondent No.1. She seeks and is granted four weeks' time for filing reply.

Notice shall go to respondent No. 2, returnable within a period of four weeks. Requisite steps for service within one week.

List on 25.09.2203.

Meanwhile, subject to objections and till next date of hearing, impugned order dated 27.02.2023, shall stay.

(MOKSHA KHAJURIA KAZMI)
JUDGE

Jammu:
11.08.2023
Renu

