

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

Case:- WP(C) No. 2050/2023

Anirudh Chand Katoch & Ors.

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

Through: Mr. Jasvinder Singh, Advocate
Mr. Gayatri Jamwal, Advocate.

Vs

UT of J&K & Ors.

.....Respondent(s)

Through: Mr. Vishal Bharti, Dy. AG for R-1, 4 & 5.
Ms. Pryianka Bhat, Assisting Counsel vice
Mrs. Monika Kohli, Sr. AAG for R-2, 3 & 6.

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

ORDER
(08.05.2025)

01. Heard Mr. Jasvinder Singh, learned Advocate for the petitioners.

02. All the ten (10) petitioners are successors-in-interest of Late Nischint Chand Katoch who is said to be the owner of 167 kanals of land comprising khasra Nos. 265 & 271 of village Chak Kanha (Kanhachak) tehsil Marh district Jammu the ownership of which is said to have been vested in said Nischint Chand Katoch pursuant to Govt. Order No. VJ-92 of 1970 dated 20.04.1970 but simultaneously w.e.f. the year 1970 the Forest Department came to be reflected to be in possession of the land so allotted to Nischint Chand Katoch and continues to be so in terms of possession in the name of Forest Department.

03. The petitioners came forward with the present writ petition seeking a '*writ of mandamus*' unto the respondents to acquire the land

and pay the compensation. The writ-respondents are the District Revenue Authority of District Jammu and the Forest Department in addition to the UT of Jammu & Kashmir.

04. Reply to the writ petition has come forward from the end of both set of respondents.

05. Before proceeding further, this Court deems it appropriate to summon Patwari Marh alongwith revenue record related to khasra Nos. 265 & 271 including Jamabandi register, Mutation register and Khasra-Girdawari record.

06. Ms. Pryianka Bhat, Assisting Counsel appearing vice Mrs. Monika Kohli, learned Senior AAG submits that, on behalf of respondents No. 2, 3 & 6, an application has been filed for seeking leave of the Court to submit a supplementary affidavit. A perusal of the digital file shows that the same has not been made part of the record. In case the said application has been filed, the Registry is directed to locate it and make it part of the physical as well as digital file for the consideration of this Court on the next date of hearing.

07. Personal appearance of Patwari Marh to take place on the next date of hearing alongwith with requisitioned record.

08. List in continuation on **29.05.2025**.

(RAHUL BHARTI)
JUDGE

JAMMU
08.05.2025

Bunty