

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

WP(C) No. 2137/2026  
CM No. 4613/2026

**Ram Saran**

.....Petitioner(s)

Through: Mr. Faiz-ul-Arif Fahmi, Advocate

**Vs**

**UT of J&K & Ors**

..... Respondent(s)

Through: Ms. Priyanka Bhat, Advocate vice  
Mrs. Monika Kohli, Sr. AAG  
Mr. Bhanu Jasrotia, GA

**Coram: HON'BLE MR. JUSTICE WASIM SADIQ NARGAL, JUDGE**

**ORDER**  
**(15.07.2026)**

1. Heard learned counsel for the petitioner at length and perused the record.
2. The petitioner through the medium of instant petition has called in question the order dated 08.04.2026 by virtue of which the concerned Deputy Commissioner has sought clarification from Divisional Commissioner, Jammu whether the change of land use from agricultural to commercial purposes (specifically for petrol pump) is permissible in respect of the land granted under Government Order No. S-432 of 1966 dated 03.06.1966 as the proprietary rights were conferred upon cultivators of such land subject to certain conditions and Condition No.4 specifically provides that the grantee shall use it for agricultural purposes only and shall not be entitled to alienate it without the previous permission of the Government.
3. Issue notice, which is waived by Mr. Priyanka Bhat, Advocate on behalf of the respondents vice Mrs. Monika Kohli, learned Sr. AAG.

4. With a view to proceed further in the matter, this Court deems it proper to direct the learned counsel appearing on behalf of the respondents to have instructions in the matter at the first instance or else file reply in the instant matter with respect to the legal issue raised in the order impugned.
5. Let the needful be done within one week.
6. List this matter on **28.07.2026**.
7. Passing of the interim direction is deferred for the time being and shall be considered on the next date of hearing.

JAMMU  
15.07.2026  
Vijay

(WASIM SADIQ NARGAL)  
JUDGE

