

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

CRMC No. 464/2015

Mohd. Asif

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

Through: Mrs. Surinder Kour, Sr. Advocate with
Mr. Akash Choudhary, Advocate

Vs

State of J&K and another

..... Respondent(s)

Through: Mr. Suneel Malhotra, GA vice
Mr. Eishaan Dadhichi, GA

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

ORDER
21.07.2026

1. There is no representation on behalf of the respondents. However, on the asking of the Court, Mr. Suneel Malhotra, learned GA, has caused appearance on behalf of the respondents. It is noticed that neither the Investigating Officer is present in person nor the CD file has been produced in terms of the order dated 05.06.2026.
2. At this stage, Mr. Suneel Malhotra, learned GA, submits that the Investigating Officer was required to travel from Rajouri, however, owing to the prevailing flood situation in the district, he could not appear before this Court today, i.e., 21.07.2026. He submits that this is the precise reason for the non-compliance with the order passed by this Court.
3. In view of the statement made by Mr. Suneel Malhotra, learned GA, and having regard to the peculiar circumstances prevailing in Rajouri, this Court exempts the Investigating Officer from personal appearance for

today. However, it is made clear that the Investigating Officer shall remain present on the next date of hearing along with the CD file, as already directed by this Court vide order dated 05.06.2026, failing which an adverse inference shall be drawn.

4. List this matter on **11.08.2026**.
5. In the meantime, interim direction, if any, shall continue.

(Wasim Sadiq Nargal)
Judge

Jammu
21.07.2026
Nikhil

