

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

WP (C) No. 2451/2021 c/w
CCP (S) No. 59/2023

Banarasi Lal Sharma Petitioner/Appellant(s)

Through:- Mr. Jasbir Singh Jasrotia, Advocate

V/s

UT of J&K & Ors.Respondent(s)

Through:- Mr. Raman Sharma, AAG with
Ms. Jagmeet Kour, Advocate for R- 1 to 4
Mr. Anuj Sawhney, Advocate for R-5

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

ORDER

06.05.2026

CCP (S) No. 59/2023

1. By this petition, petitioner herein has alleged non-compliance of the interim order dated 15.11.2021, passed by this Court, the operative portion whereof reads thus:

“Meanwhile, respondents shall consider the case of the petitioner for release of admitted liability to be paid to the petitioner in accordance with supply order.”

2. Statement of facts stands filed by the respondents.

3. It is stated that in compliance with the directions of this Court, Director Rural Development Department, Jammu, vide Communication dated 02.12.2025, requested respondent No. 5-Manager National Cooperative Consumer Federation of India Ltd. (NCCF) Jammu, to furnish original/authenticated copies of supply orders, invoices/delivery challans and details of payments made, which have been received by respondent No. 2.

4. Thereafter, Director Rural Development, Jammu, constituted a committee to examine the record provided by respondent No. 5, vide order dated 23.01.2026, so as to determine the pending claims.

5. The committee has submitted its report on 07.04.2026, wherein it has been recorded that respondent No. 5 has not provided original documents and there are material discrepancies between the record annexed by the petitioner with writ petition and the photocopies of the record forwarded by the respondent No. 5. The committee has also observed that despite various communications from the Block Development Officer, Nagrota, respondent No. 5 has not furnished the genuine and original record with respect to the claim of the petitioner.
6. Respondents have annexed copy of enquiry/factual report with the following recommendation.
- (i) *The matter appears doubtful and calls for a detailed investigation. Further settlement of claims should be withheld until the completion of inquiry indicating serious procedural irregularity that warrants comprehensive investigation.*
 - (ii) *The claims of petitioner are inflated, unsupported and largely irregular.*
 - (iii) *Matter involves financial implication for state exchequer both prudence and larger public interest demands that the entire record must be cross checked and reconciled so that any unintended or accidental loss of public money due to error or oversight is avoided.*
7. Petitioner is directed to submit the relevant documents within two weeks before respondent No. 4 and 5, which have been referred to in the inquiry report dated 07.04.2026.
8. Respondents herein are directed to consider the claim of the petitioner, strictly in terms of order dated 15.11.2021, by or before the next date of hearing.
9. List on **10.07.2026.**

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10. Reply, if any, be filed by respondent Nos. 1 to 4, by or before the next date of hearing.

11. List as above.

**(MOKSHA KHAJURIA KAZMI)
JUDGE**

**JAMMU
06.05.2026
*Asif Tantray***

