

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

OWP No. 444/2014

Durga Devi

.....Petitioner(s)

Through: Mr. P. N. Goja, Sr. Advocate with  
Mr. Abhinav Jamwal, Advocate.

**Vs**

State of J&K & Ors.

..... Respondent(s)

Through: Ms. Saliqa Sheikh, Advocate vice  
Mr. Raman Sharma, AAG.

**CORAM: HON'BLE MR. JUSTICE SANJAY DHAR, JUDGE**

**ORDER  
19.09.2025**

Learned Senior counsel appearing for the petitioner has submitted that the petitioner is a widow aged more than 70 years and there is nobody to look after her in her family as both her daughters have been married outside of the UT of Jammu & Kashmir.

It has been submitted that the petitioner is getting a paltry amount of pension which is not sufficient to take care of her needs including the rental expenses.

Learned counsel appearing for the respondents has submitted that there is a policy for allotment of Two Room Tenements in favour of the non camp migrants in place which has been issued by the Government vide letter dated 06.06.2011. According to the learned counsel, the petitioner does not fall in any of the categories mentioned in the said communication.

A perusal of the aforesaid communication would reveal that clause (6) covers the case of a deserving destitute family or family in distress and in such cases a recommendation can be made to the Administrative Department for approval.

Having regard to the circumstances in which the petitioner is stated to be living, *prima facie* it appears that her case may fall within the criteria mentioned in the clause (6) of the communication dated 06.06.2011.

In view of the above, respondent No. 2-Relief Commissioner (Migrants), Jammu shall file an affidavit, after verification of the status of the petitioner indicating therein that as to whether the aforenoted facts relating to condition of the petitioner are correct. The affidavit shall be filed by next date of hearing.

List on **08.10.2025**.

A copy of this order be sent to respondent No. 2 for information and compliance. सत्यमेव जयते

**(SANJAY DHAR)**  
**JUDGE**

**JAMMU**  
**19.09.2025**

*Shivalee*