

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

WP(C) No.2695/2022
CM No.7473/2022
c/w
WP(C) No.1041/2022
CM Nos.4921/2022, 6682/2022,
6683/2022 & 3109/2022
WP(C) No.2656/2022
CM Nos.7329/2022 & 7330/2022
WP(C) No.2662/2022
CM Nos.7350/2022 & 7351/2022
WP(C) No.926/2023
CM Nos.2213/2022 & 2214/2022

Mohd. Mushtaq Hajam and others

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

Through :- Mr. P.N Raina, Sr. Advocate with
Mr. I.H Shah and J.A Hamal, Advocates
in WP(C) No.2695/2022.
Mr. Rahul Pant, Sr. Advocate with
Mr. Dhruv Pant, Advocate in WP(C) No.1041/2022.
Mr. Sumit Nayyar, Advocate in
WP(C) No.2656/2022.
Mr. M.K Bhardwaj, Sr. Advocate with Mr. Manik
Bhardwaj, Advocate in WP(C) No.2662/2022.

V/s

Union Territory of Jammu & Kashmir and
others

....Respondent(s)

Through :- Ms. Monika Kohli, Sr. AAG.
Mr. Abhinav Sharma, Sr. Advocate with
Mr. Abhirash Sharma, Advocate.
Mr. Vikas Mangotra, Advocate.
Mr. Amit Khajuria, Advocate.
Mr. Muzaffar Iqbal Khan, Advocate.
Ms. Radha Sharma, Advocate.

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

ORDER
12.07.2023

WP(C) No. 2695/2022

Heard.

Admit.

Ms. Monika Kohli, learned Sr. AAG accepts post admission notice on behalf of the respondents nos. 1 and 2; Mr. Vikas Mangotra, learned counsel accepts post admission notice for respondent Nos. 4, 7, 10, 12, 14 and 15; Mr. Amit Khajuria, learned counsel accepts post admission notice for respondent Nos. 8, 9, 13, 20, 21 and 22; and Ms. Radha Sharma, learned counsel accepts post admission notice on behalf of respondent No.18.

The service upon respondent Nos. 3, 5, 6, 11, 16, 17 and 19 be effected through publication mode. Learned counsel for the petitioners shall deposit the publication charges before the Registry within two weeks. On doing so, notice for service of respondent Nos. 3, 5, 6, 11, 16, 17 and 19 be published in two daily newspapers having wide circulation in the area where the respondents reside.

List for final hearing on 24.08.2023.

It is submitted by learned counsel appearing for the respondents that the objections already filed by the respondents may be treated as counter. Submission allowed.

The respondents, who have not filed their objections, are directed to file counter. Rejoinder, if any, thereafter.

WP(C) No. 1041/2022

Heard.

Admit.

Ms. Monika Kohli, learned Sr. AAG accepts post admission notice on behalf of the respondent Nos. 1 and 2; Mr. Amit Khajuria, learned counsel accepts post admission notice for respondents 7, 8, 12, 19, 20 and 21; Mr. Vikas Mangotra, learned counsel accepts post admission notice for respondent Nos. 3, 6, 9, 11, 13 and 14; Mr. Abhirash Sharma, learned counsel accepts post

admission notice for respondent Nos. 11, 13 and 14; Mr. Muzaffar Iqbal Khan, learned counsel accepts post admission notice for respondent Nos. 58, 59, 62, 66, 70, 74, 75, 76, 77, 80, 82, 85, 86 and 88 and Ms. Radha Sharma, learned counsel accepts post admission notice on behalf of respondent No.17.

The service upon respondent Nos. 4, 5, 10, 15, 16, 18, 37, 47, 54 and 69 be effected through publication mode. Learned counsel for the petitioners shall deposit the publication charges before the Registry within two weeks. On doing so, notice for service of respondent Nos. 4, 5, 10, 15, 16, 18, 37, 47, 54 and 69 be published in two daily newspapers having wide circulation in the area where the respondents reside.

Post admission notice to respondent Nos. 22-36, 38-53, 55-57, 60, 61, 63-65, 67, 68, 71-73, 78, 79, 81, 83,84, 89-91 is not required to be issued in terms of order dated 14.12.2022 as they are pro forma respondents.

It is submitted by learned counsel appearing for the respondents that the objections already filed by the respondents may be treated as counter. Submission allowed.

The respondents, who have not filed their objections, are directed to file counter. Rejoinder, if any, thereafter.

List along with WP(C) No.2695/2022.

WP(C) No. 2656/2022 & WP(C) No. 2662/2022

Heard.

Admit.

Ms. Monika Kohli, learned Sr. AAG accepts post admission notice on behalf of the respondents nos. 1 and 2; Mr. Vikas Mangotra, learned counsel accepts post admission notice for respondent Nos. 3, 5, 7, 8, 15 and 18; Mr. Amit Khajuria, learned counsel accepts post admission notice for respondent Nos. 6,

12, 13, 14, 19 and 20 and Ms. Radha Sharma, learned counsel accepts post admission notice on behalf of respondent No.21.

The service upon the respondent Nos.4, 5, 9 to 12, 16 and 17 be effected through publication mode. Learned counsel for the petitioners shall deposit the publication charges before the Registry within two weeks. On doing so, notice for service of respondent Nos. 4, 5, 9 to 12, 16 and 17 be published in two daily newspapers having wide circulation in the area where the respondents reside.

It is submitted by learned counsel appearing for the respondents that the objections already filed by the respondents may be treated as counter. Submission allowed.

The respondents, who have not filed their objections, are directed to file counter. Rejoinder, if any, thereafter.

List along with WP(C) No.2695/2022.

WP(C) No. 926/2023

Heard.

Admit.

Ms. Monika Kohli, learned Sr. AAG accepts post admission notice on behalf of the respondent Nos. 1 to 3; Mr. Vikas Mangotra, learned counsel accepts post admission notice for respondent Nos. 6 and 9 and Mr. Amit Khajuria, learned counsel accepts post admission notice for respondent Nos. 10 and 11.

The service upon the respondent Nos. 4, 5, 7 and 8 be effected through publication mode. Learned counsel for the petitioners shall deposit the publication charges before the Registry within two weeks. On doing so, notice

for service of respondent Nos. 4, 5, 7 and 8 be published in two daily newspapers having wide circulation in the area where the respondents reside.

It is submitted by learned counsel appearing for the respondents that the objections already filed by the respondents may be treated as counter. Submission allowed.

The respondents, who have not filed their objections, are directed to file counter. Rejoinder, if any, thereafter.

List along with WP(C) No.2695/2022.

(Wasim Sadiq Nargal)
Judge

(Tashi Rabstan)
Judge

Jammu:
12.07.2023
Surinder

