

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

WP(C) No. 3161/2025

Jameet Ram

.....Petitioner(s)

Through: Mr. G. S. Thakur, Advocate.

Vs

UT of J&K & Ors.

.....Respondent(s)

Through: Mr. Ravinder Gupta, AAG.

CORAM: HON'BLE MR. JUSTICE RAHUL BHARTI, JUDGE

ORDER

(01.12.2025)

01. The observations of this Court in an order dated 14.11.2025 are self sufficient to register the seriousness of the situation in which 91 years' old petitioner was led to approach this Court for seeking release of compensation amount of **Rs. 4,55,228/-** alongwith interest @ 18% with respect to his land measuring 1 kanal 9 marlas in the village Parri Korara, tehsil Mohalla, district Doda which came to be acquired in connection with PMGSY Road construction.

02. The indulgence granted by this Court in order dated 14.11.2025 only activated the establishment of PMGSY to go for firefighting by addressing a hurried communication to the Financial Commissioner (ACS) PW (R&B) Department, Civil Secretariat, J&K, Jammu stating in the communication that it is most urgent, of course by reference to the indulgence of this Court, but nevertheless admitting the fact that the compensation is payable to the owners of the land which came to be acquired for construction of PMGSY Road

and in which connection compensation amount **Rs. 27,82,239/-** needs to be released for enabling the payment of compensation onwards which includes amount of **Rs. 4,55,228/-** meant for payment to the petitioner.

03. By this reference, it means that there are similarly aggrieved land owners who are also waiting to come to the Court with the respective writ petitions for the sake of earning what otherwise is due and meant to be paid to them without asking, by the Government of UT of J&K since the amount is being claimed not as a charity but as a matter of right on account of having suffered loss of their respective land in favour of the State for the construction of road.

04. Mr. Ravinder Gupta, learned AAG has come forward with the filing of the affidavit by Mr. Rajesh Kumar Gupta-Chief Engineer, PMGSY (JKRRDA), Jammu which only apprises this Court that pursuant to order dated 14.11.2025, matter has been taken up with the higher authorities which being the Financial Commissioner (ACS) PW (R&B) Department, Civil Secretariat, J&K, Jammu.

05. This communication confirms the fact that Financial Commissioner (ACS) PW (R&B) Department, Civil Secretariat, J&K, Jammu is also one of the necessary parties in the present writ petition from whose end the release of funds is to take place for enabling the Chief Engineer, PMGSY (JKRRDA), Jammu to provide the requisite funds at the disposal of the Executive Engineer, PMGSY, Division Doda who would then disburse the same to the claimants.

06. This Court *suo moto* impleads Financial Commissioner (ACS) PW (R&B) Department, Civil Secretariat, J&K, Jammu as respondent No. 5 in the writ petition.

07. Issue notice to the respondent No. 5 for submission affidavit by or before the next date of hearing as to why the requisite funds are not being made available to the Chief Engineer PMGSY (JKRRDA), Jammu for enabling the disbursement of the compensation at the earliest to the deprived land owners.

08. Mr. Ravinder Gupta, learned AAG accepts notice on behalf of the Financial Commissioner (ACS) PW (R&B) Department, Civil Secretariat, J&K, Jammu.

09. List on **22.12.2025**.

10. In the meantime, Mr. G. S. Thakur, learned counsel for the petitioner is also directed to do the needful compliance as directed in terms of order dated 19.11.2025.

11. This Court expects from respondent No. 5 to attend to the matter with due expediency otherwise any adverse order in the case shall be at the risk and cost of the respondent No. 5.

12. A copy of this order be provided to Mr. Ravinder Gupta, learned AAG under the seal and signatures of the Bench Secretary of this Court.

(RAHUL BHARTI)
JUDGE

JAMMU
01.12.2025

Shivalee