

IN HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT SRINAGAR

WP(C) No. 1586/2025

The Khanmoh A Primary Agriculture
Cooperative Cvredit Society Ltd. through
Chairperson

...Petitioner(s)

Through: Mr. Parvaiz Amin Wani, Adv.

Vs.

UT of JK and Ors.

...Respondent(s)

Through:

CORAM:

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

ORDER
09.07.2025

01. The petitioner in the instant petition has sought the following reliefs:

"A) A Writ of Certiorari or any other appropriate writ, order or direction to quash and set aside the lease deed or allotment order if any granted with respect to vacant waqf property situated at Beeruni Kathi Darwaza Rainawari.

B) A Writ of Mandamus or any other appropriate writ order or direction may be issued, commanding the Respondents to call off the illegal process of leasing the vacant waqf property situated at Beeruni Kathi Darwaza Rainawari as it being illegal, arbitrary.

C) A Writ of Mandamus or any other appropriate writ, order or direction, directing Respondent No. 3 to consider and dispose of the petitioner's lense application/representation dated 09.03.2014 and 26.06.2035 strictly in accordance with law, within time bound manner.

D) A Writ of Mandamus or any other appropriate Writ, order or direction may be passed directing the respondents to conduct the leasing out of waqf property at Beeruni Kathi Darwaza Rainawari as per the Waqf Act, 1955.”

E) A writ of Certiorari or any other appropriate writ, order direction to quash and set aside the lease deed or allotment order if any granted with respect to vacant waqf property situated at Beeruni Kathi Darwaza Rainawari.

02. After arguing for a while, learned counsel for the petitioner, when confronted with regard to relief A and B of the instant writ petition, he seeks withdrawal of the same insofar as relief A and B are concerned. Statement of learned counsel is taken on record.
03. Accordingly, the writ petition is **dismissed** as withdrawn to the extent of relief A and B only.
04. Insofar as the other reliefs are concerned, learned counsel for the petitioner submits that petitioner would feel satisfied if the writ petition is disposed of by directing respondents 3 and 4 to accord consideration to the representations alleged to have been filed by the petitioner on 9th March, 2024 and 26th June, 2025, respectively, within some reasonable time frame strictly as per rules and in accordance with law, to which, Mr. Jahangir Ahmad Dar, learned GA, who, on the asking of the Court, has caused appearance on behalf of the respondents, has no objection.
05. With the consent of learned counsel for the parties, the instant writ petition to the extent of other reliefs except reliefs A&B is disposed of at its threshold by directing the respondents, more particularly, respondents 3 and 4 to decide the representations stated to have been filed by the petitioner on 9th March, 2024 and 26th June, 2025, strictly under rules and in accordance with law, if not already decided, within a period of four weeks from the date a copy of this Order is served upon respondents.

06. The order of consideration which is likely to be passed by the respondents shall be forwarded to the petitioner through registered post against the proper receipt.

07. The writ petition is **disposed of** in the manner indicated above.

(WASIM SADIQ NARGAL)
JUDGE

SRINAGAR:
09.07.2025
"Shamim Dar"