

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

WP (C) No. 1167/2026

Pronounced on : 28.04.2026

Uploaded on : 29.04.2026

Janak Singh & Ors.

.....Applicant(s)/Petitioner(s)

Through :- Mr. Arshad Majid Malik, Advocate

v/s

UT of J & K & Ors.

.....Respondent(s)

Through :- Mr. Vishal Sharma, DSGI with
Mr. Karan Sharma, CGSC
Mrs. Monika Kohli, Sr. AAG

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

ORDER (ORAL)

1. By this petition, petitioners herein are seeking a direction upon the respondents to pay them compensation to the extent of one half of the share of total land measuring more than 300 Kanals, comprising of Survey Nos. 1 to 30, 30min, 31, 51, 52, 55, 56, 59, 82, 89, 92, 97, 103, 105, 109, 115, 117, 118, 119, 124, 125, 127, 164, 169, 170, 171, 172, 173, 175, 179, 183, 184 and 194, situated at Village Makhwal, District Jammu, after following the procedure as envisaged under the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, or in the alternate, to handover one half of the land abovementioned to them.
2. The short controversy, involved in the present petition, is that the predecessor-in-interest of the petitioners, namely, Sh. Naseeb Singh, along with his brother Sh. Teja Singh, was the recorded

owner in possession of land measuring more than 300 Kanals, comprising of Survey Nos. 1 to 30, 30min, 31, 51, 52, 55, 56, 59, 82, 89, 92, 97, 103, 105, 109, 115, 117, 118, 119, 124, 125, 127, 164, 169, 170, 171, 172, 173, 175, 179, 183, 184 and 194, situated at Village Makhwal, District Jammu and upon his demise, on 20.11.2019, the petitioners being the legal heirs have succeeded to the said estate and their names stand duly entered in the revenue records. However, the land in question has been under occupation and use of the Defence Authorities since 1964, which fact, has also been reflected in the revenue record itself and despite the lapse of more than six decades, the respondents have neither undertaken nor completed any lawful process of acquisition.

3. Learned counsel appearing on behalf of the petitioners submits that the petitioners have also filed a representation before Respondent No. 2 on 14.02.2024, however, nothing has been done by the concerned authority till date. He further submits that the petitioners would feel satisfied, if the instant petition is disposed of, with a direction to the respondents to consider the representation (supra), filed by the petitioners, within a reasonable period of time.
4. Learned counsel appearing on behalf of the respondents are not averse to the proposition made by learned counsel for the other side.
5. In view of the above, **the instant petition is disposed of**, at the very threshold, without issuing formal notice to the respondents, by directing the respondents, particularly Respondent No. 2/Deputy

Commissioner, Jammu to accord due consideration to the representation dated 14.02.2024, stated to have been filed by the petitioners, within a period of four weeks, from the date of passing of this order, strictly in accordance with law, by passing a speaking order thereon.

(Moksha Khajuria Kazmi)
Judge

JAMMU
28.04.2026
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Whether the order is speaking : Yes
Whether the order is reportable : No

