

S. No. 160

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

**Case No. : WP(C) No. 1252/2024
CM No. 3168/2024**

Mufti Mohd. Sultan

.....Petitioner(s)

Through: Mr. Abhishek Wazir, Advocate.

Vs

UT of J&K and ors.

..... Respondent(s)

Through: Mrs. Monika Kohli, Sr. AAG for
R-1 & 5.
Mr. Ajaz Lone, Advocate for
R-2 to 4, 6 & 7.

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

**ORDER
31.05.2024**

1. Through the medium of instant petition, the petitioner is calling in question notice dated 03.01.2024 bearing No. JKWB/JMU/ENGG/WORKS 128-132 issued by the respondent No. 6, besides seeking a writ in the nature of prohibition, restraining the respondents from changing the nature of land measuring 10 Marlas comprising under Khasra No. 555 min situated at Gohlad, Near Bus Stand, Tehsil Mendhar, District Poonch allotted for the establishment of Madrassa/Darsghah for rendering education for any other purpose other than the purpose for which this land is transferred/allotted.

2. When the case was being heard, it was brought to the notice of this Court by Mr. Ajaz Lone, learned counsel appearing for the respondent Nos. 2 to 4, 6 & 7 that the notice dated 03.01.2024, which is impugned in the present petition, has since been withdrawn and, thus, the challenge thrown by the

petitioner does not survive and the instant writ petition is, accordingly, rendered infructuous.

3. In light of the statement made by the learned counsel for the respondent Nos. 2 to 4, 6 & 7, which is taken on record, the instant writ petition is rendered infructuous and the same is, accordingly, dismissed alongwith connected CM. However, the petitioner is at liberty to approach this Court again on accrual of the fresh cause of action as and when arises.

(Wasim Sadiq Nargal)
Judge

JAMMU
31.05.2024
Ram Krishan

