

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

LPA No.235/2024 in
OWP No.402/2005
CM No.6550/2024
Cav No.1634/2024

1. Jagdish Raj Aged 61 Years
S/o Late Sh. Sain Dass
R/o Village Mokhey Teshil R.S Pura,
Jammu.
2. Milkhi Ram (**Deceased**)
S/o Late Sh. Sain Dass
R/o Village Mokhey Teshil R.S Pura,
Jammu.
Through his Legal heirs
- 2.1 Deputy Lal Aged 55 Years
S/o Late Sh. Milkhi Ram
S/o Late Sh. Sain Dass
R/o Village Mokhey Teshil R.S Pura,
Jammu.
- 2.2 Sohan Lal Aged 46 Years
S/o Late Sh. Milkhi Ram
S/o Late Sh. Sain Dass
R/o Village Mokhey Teshil R.S Pura,
Jammu.
- 2.3 Preeto Devi Aged 67 Years
W/o Late Sh. Milkhi Ram
R/o Village Mokhey Teshil R.S Pura,
Jammu.
3. Taro Devi (**Deceased**)
D/o Late Sh. Sain Dass
W/o Sh. Gurdass Chand
R/o Village Jinderbelu Tehsil R.S Pura,
Jammu
Through her legal heirs
- 3.1 Karanjeet Sandhu Aged 55 Years
S/o Sh. Gurdass Chand
R/o Village Jinderbelu Tehsil R.S Pura,
Jammu.
- 3.2 Sudesh Kumari Aged 58 Years
W/o Sh. Charan Dass
R/o Bhagajan, Tehsil R.S Pura.
4. Kamla Devi Aged 56 Years
D/o Late Sh. Sain Dass
R/o Bohran Valley, Batala Gurdaspur,
Punjab.

5. Janak Raj Aged 46 Years
S/o Bimla Devi D/o Late Sh. Sain Dass
R/o Rathana Tehsil R.S Pura.Appellant(s)

Through :- Mr. Ved Raj Wazir, Sr. Advocate with
Mr. Rajat Sudan, Advocate.

V/s

Parkasho Devi (Deceased)

W/o Late Amar Nath
R/o Village Mokhey
Tehsil R.S Pura, Jammu
Through Legal representative
No.1 to 14.

1. Tarsem Lal
S/o Late Amar Nath
R/o Village Mokhey Tehsil R.S Pura,
Jammu.
2. Kanta Devi
W/o Tarsem Lal
R/o Village Mokhey Tehsil R.S Pura,
Jammu.
3. Ram Paul
S/o Tarsem Lal
R/o Village Mokhey Tehsil R.S Pura,
Jammu.
4. Dharam Pal
S/o Tarsem Lal
R/o Village Mokhey Tehsil R.S Pura,
Jammu.
5. Neelam Devi
D/o Tarsem Lal
R/o Village Mokhey Tehsil R.S Pura,
Jammu.
6. Prem Chand
S/o Amar Nath
R/o Village Mokhey Tehsil R.S Pura,
Jammu.
7. Bachno Devi
W/o Prem Chand
R/o Village Mokhey Tehsil R.S Pura,
Jammu.
8. Parveen
S/o Prem Chand
R/o Village Mokhey Tehsil R.S Pura,
Jammu.

9. Parvinder Kumar
S/o Prem Chand
R/o Village Mokhey Tehsil R.S Pura,
Jammu.
10. Darshan Lal
S/o Amar Nath
R/o Village Mokhey Tehsil R.S Pura,
Jammu.
11. Veena Devi
W/o Darshan Lal
R/o Village Mokhey Tehsil R.S Pura,
Jammu.
12. Preeti Devi
D/o Darshan Lal
R/o Village Mokhey Tehsil R.S Pura,
Jammu.
13. Ravi Kumar
S/o Darshan Lal
R/o Village Mokhey Tehsil R.S Pura,
Jammu.
14. Neha Devi
D/o Darshan Lal
R/o Village Mokhey Tehsil R.S Pura,
Jammu.
15. J&K Special Tribunal, Jammu.
16. Joint Agrarian Reforms Commissioner,
(with Powers of Commissioner
Agrarian Reforms), Jammu.
17. Tehsildar, Jammu.
18. Divisional Commissioner, Rail Head
Complex.Respondent(s)

Through :- Ms. Monika Kohli, Sr. AAG.
Mr. Rameshwar Singh Jawmal, Advocate for
caveators.

**CORAM: HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE MA CHOWDHARY, JUDGE**

ORDER
12.11.2024

Cav No.1634/2024

With the appearance of learned counsel for the caveators, Caveat
stands discharged.

LPA No.235/2024

1. Mr. V.R Wazir, learned counsel appearing on behalf of the appellants submits that the present appeal is pressed by the appellant only to the extent of direction that *the land in reference shall stand restored back and then shall remain subject to final outcome of the appeal.*

2. Mr. Wazir, learned senior counsel has fairly stated that he has no objection in remanding the matter to the Joint Commissioner Agrarian Reforms (with powers of Commissioner Agrarian Reforms), Jammu in terms of order impugned herein, provided a direction be issued to the parties to maintain status quo with regard to land in reference, to which Mr. Rameshwar Singh Jamwal, learned counsel appearing on behalf of the respondents (caveators) has no objection. Their statements are taken on record.

3. With the consensus of learned counsel for the parties, this appeal is, disposed of, by modifying the direction passed in OWP No.402/2005 vide order impugned dated 20.08.2024 to the extent that the parties shall maintain status quo as on today with regard to land in reference.

4. Disposed of as above.

Jammu:
12.11.2024
Surinder

(MA Chowdhary)
Judge

(Tashi Rabstan)
Chief Justice