Sr. No. 01

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU
(Through Virtual Mode)

LPA No.264/2024
In [OWP 1561/2018]
CM No. 7569/2024

Parshotam Gupta, Age 69 years ….. Appellant/Petitioner(s)
S/o Late Sh. Jagdish Lal Gupta
R/o H.No. 98/1, Trikuta Nagar, Tehsil and
District Jammu

Through: Mr. Amit Gupta, Advocate

Vs

1. Union of India through Ministry of Road & Transport, New Delhi ….. Respondent(s)
2. National Highway Authority of India
Through its General Manager, 315/1, 2nd Floor,
Channi Himmat, Jammu

Through: Mr. Vipan Gandotra, CGSC

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

ORDER
30.12.2024

1. The instant letters patent appeal has been directed against the order dated 18.12.2024, whereby the writ Court has disposed of the writ petition filed by the appellant by giving liberty to approach the Project Director, National Highway Authority of India (NHAI), PIU, Udhampur within a period of one week and whereupon the said official shall deal with the application of the petitioner and finally dispose it of in accordance with the rules and regulations. It has been further ordered that in the meantime, the petitioner's petrol pump shall not suffer any disconnection with the service lane attached with the National Highway which is meant for the purpose of free access to and fro to the business places and premises. The appellant instead of approaching the respondents has filed the present LPA on various grounds.

2. Notice. Mr. Vipan Gandotra, learned CGSC waives notice on behalf of respondents.

3. At this stage, Mr. Amit Gupta, learned counsel for the appellant undertakes to approach the respondents' authority by filing an application within two days from today.

4. Accordingly, this appeal is **dispose of** by providing that in the event, the appellant approaches the respondents' authority by filing an application within two days from today, the respondents authority shall consider and decide the same by or before 04.01.2025, strictly under rules. The parties shall maintain *status quo* till 04.01.2025 only. The petitioner is at liberty to challenge the adverse order, if any, passed by the respondents' authority.

(MA Chowdhary)
Judge

(Tashi Rabstan)
Chief Justice

Jammu
30.12.2024
Pawan Angotra

Whether the order is speaking : Yes/No
Whether the order is reportable : Yes/No

HIGH COURT OF JAMMU & KASHMIR AND LADAKH

Pawan Angotra
2024.12.31 12:18
I attest to the accuracy and
integrity of this document