Sr. No. 2

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU

OWP No. 97/2001

1. **Ranbir Datt Bhanot** ….. Appellant/Petitioner(s)
2. **Sushil Kumar Bhanot**
3. **Verinder Bhanot**
4. **Raghuvinder Bhanot**
   All LRs/sons of the original petitioner,
   Shri D. N. Bhanot,
   R/O 180-A/D, Gandhi Nagar, Jammu

Through: Mr. P. N. Raina, Senior Advocate with
Mr. J. A. Hamal, Advocate.

Vs

1. **State of J&K through** ….. Respondent(s)
   Secretary/Commissioner to Govt.
   Revenue Deptt. Civil Secretariat,
   Jammu.
2. **Hon'ble Revenue Minister,**
   J&K Govt., Jammu.
3. **Addl. Deputy Commissioner, Doda.**
4. **Divisional Commissioner, Jammu.**
5. **Prem Nath S/O Late Shri Shiv Ram**
   Gupta, R/O 563-A, Gandhi Nagar,
   Jammu.

Through: Mrs. Monika Kohli, Sr. AAG.

Coram: HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE PUNEET GUPTA, JUDGE
HON'BLE MR. JUSTICE RAJESH SEKHRI, JUDGE

ORDER

24.12.2024

TASHI RABSTAN, CJ:-

1. Learned Single Judge vide order dated 04.03.2005 framed the following questions for reference:

> *(1) Whether the Revenue Minister is entitled to exercise the powers of the Government under the Business Rules and the Constitution of the State in respect to department allocated to him and consequently the revisional powers under Section 6 of the J&K Grant of Permanent Residents Certificate (Procedure) Act, 1963 and the rules framed there under after coming into operation the J&K Constitution?*

(2) If the answer to above question is in affirmative, whether the judgment reported in AIR 1972 J&K 114 lays down correct proposition of law?

2. During the pendency of the reference, the Jammu and Kashmir Grant of Permanent Residents Certificate (Procedure) Act, 1963 has been repealed and the Jammu and Kashmir Reorganization Act, 2019 has been enacted.

3. Thus, the questions as referred above by the learned Single Judge have become infructuous.

4. Accordingly, the reference is disposed of.

(Rajesh Sekhri)
Judge

(Puneet Gupta)
Judge

(Tashi Rabstan)
Chief Justice

Jammu
24.12.2024
Raj Kumar

HIGH COURT
सत्यमेव जयते
OF JAMMU & KASHMIR AND LADAKH