**Serial No. 27**

# HIGH COURT OF JAMMU & KASHMIR AND LADAKH AT JAMMU

**CJ Court** Case: **LPA No. 141/2025 in WP(C) No. 1116/2025**

**J&K Cement Products Th. Punit Kumar Aggarwal** .....Applicant(s)/Appellant(s)

Through :- Mr. Sudesh Sharma, Advocate.

**v/s**

**UT of J&K and others** .....Respondent(s)

Through :- Ms. Saliqa Sheikh, Advocate vice
Mr. Raman Sharma, AAG.

**CORAM: HON'BLE THE CHIEF JUSTICE**
**HON'BLE MR. JUSTICE RAJNESH OSWAL, JUDGE**

**ORDER**
**03.11.2026**

**1.** At the threshold, learned counsel for the respondents has drawn the attention of this Court to two affidavits dated 02.12.2025 and 19.05.2026 filed by the respondents.

**2.** Paras (9) and (10) of the affidavit dated 02.12.2025 read as follows:

> *"9. It is humbly submitted before the Hon'ble Court that there exists discrepancies in the records and claims of the appellant with respect to Black Khour and as such, there is dire requirement to further reconcile with records of SICOP including supply order, receipt, delivery challans etc. with the department before arriving at any logical conclusion.*
> *10. It is humbly submitted before the Hon'ble Court that the total liability has been calculated by the concerned Block Development Officers based solely on the Stock Register including actual receipts and physical delivery acknowledgements issued by the respective Block Development Officers. This reconciliation was necessary to address the discrepancy found in the records of the supplying agency, SICOP and to ensure that the Government is only liable for items successfully delivered to the field.*

*The Block wise break-up of the verified liability as determined by the office of the concerned Block Development Officers:*

| **S. No.** | **Name of Blocks** | **Exact Liability Pending (Rs./-)** | **Exact Liability submitted by the concerned Block Development Officers vide letter Nos.** |
|---|---|---|---|
| **1.** | Akhnoor | 37,317 | BDO/AKH/2026-27/314-15<br>Dated 08.05.2026 |
| **2.** | Bishnah | 47,766 | BDO/B/2026-27/203-204<br>Dated 08.05.2026 |
| **3.** | Dansal | 4,82,907 | BDO/DNL/2026-27/190-191<br>Dated 15.05.2026 |
| **4.** | Suchetgarh | 62,460 | BDO/SG/2026-27/162<br>Dated 07.05.2026 |
| | **Total** | **6,30,450** | |

**3.** Para (9) of the affidavit dated 19.05.2026 reads as follows:

*"9. That upon due reconciliation of accounts and records conducted jointly by the Block Development Officer, Sumb and the District Magistrate, SICOP Kathua, the pending liability in respect of Block Sumb has been determined as under:*

| **Name of Block** | **Name and Quantity of Items Supplied** | **Total Amount Payable** | **Amount Already Paid** | **Exact Liability Pending** |
|---|---|---|---|---|
| Sumb | Hume Pipes-31 Units<br>Hume Collars-03 Units | Rs. 1,90,392/- | Rs. 32,000/- | Rs. 1,58,392/- |
| **Total** | **34 Units** | **Rs. 1,90,392/-** | **Rs. 32,000/-** | **Rs. 1,58,392/-** |

**4.** Learned counsel for the appellant submits that the admitted liabilities be released in favour of the appellant and any other

remaining amount, if any, may be directed to be reconciled by the respondents in a time bound manner. Learned counsel for the appellant seeks simple release of the amount admitted.

**5.** Since there are admitted liabilities on affidavit, order impugned is set-aside and the present appeal is allowed. The liabilities accepted by the respondents on affidavits dated 02.12.2025 and 19.05.2026, reproduced hereinabove, are directed to be released in favour of the appellant along with simple interest of 6% per annum from the date of filing of the writ petition till its actual release. It is further provided that the same be released in favour of the appellant within a period of three months from today. It is, however, open to the respondents to reconcile rest of the amount and in case the respondents find that there is any other liability, the same be released in favour of the appellant in the manner stated above.

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
सत्यमेव जयते

**(RAJNESH OSWAL) JUDGE** **(DR. PUSHPENDRA SINGH BHATI) CHIEF JUSTICE**

**JAMMU**
03.11.2026
*Sahil Padha*

Sahil Padha
2026.11.05 16:14
I attest to the accuracy and
integrity of this document