Serial No. 87
Regular Cause list

HIGH COURT OF JAMMU & KASHMIR AND LADAKH AT SRINAGAR

WP(C) 1387/2026 CM(3691/2026)

MST. RASHIDA **…Appellant(s)/Petitioner(s)**

Through: Ms. Rutba Khan, Advocate

Vs.

UNION TERRITORY OF J AND K AND OTHERS (REVENUE) **...Respondent(s)**

Through: Mr. Mohd Younis, AC vice
Mr. Mohsin Qadri, Sr. AAG

CORAM:

HON'BLE MS. JUSTICE MOKSHA KHAJURIA KAZMI, JUDGE.

ORDER

04.11.2026

1. Petitioner is stated to be owner in possession of land measuring 1 Kanal, falling under Khasra Nos. 914/806/299/210, Khata No. 13, situated at Qammarabad, Qammarwari, Mouza Barthana, Tehsil Shalteng, District Srinagar. Petitioner under the pursuit to sell the aforesaid land to a prospective buyer applied for issuance of Fard before the respondents through online mode, but the respondents have failed to issue the same for unknown reasons.
2. The petitioners have approached this court with the petition in hand, seeking direction upon respondents to issue fard for the above mentioned land, as well as to pay compensation to the tune of Rs. One lakh to the petitioner for violating her right of property.
3. Ms. Rutba Khan, learned counsel for the petitioner has submitted at the Bar that she would restrict the relief only to clause (a) of the prayer clause.
4. Mr. Mohd Younis, learned counsel appearing vice Mr. Mohsin Qadri, learned Sr. AAG has submitted that vide communication dated 27.07.2026, all the Deputy Commissioners have been directed to follow

the standing order and to desist from using the circular dated 04.04.2025 as an alibi for not providing lawful services to the citizens and in line with the standing orders, as well as in terms of communication dated 08.04.2026, whereby, the Divisional Commissioner, Kashmir, has requested the Secretary to the Government, Revenue Department, to review the directions issued vide Circular dated 04.04.2025 and to authorize the concerned Deputy Commissioners to issue Fard in all cases where the Mussavies are dilapidated, on the basis of the available records and field books, as was the practice in the past. Learned counsel for the respondents also submits that this Court has already disposed of WP(C) No. 1779/2026, titled "*Niyaz Ahmad Jan v. UT of J&K & Ors.*", on the basis of the aforesaid communications.

5. In view of above, there is no reason available with the respondents now to refuse the requisite revenue extracts/Fard, in respect of the land in question.
6. Accordingly, the writ petition is allowed with a direction to the respondents to issue the requisite revenue extracts/Fard in respect of the land in question, thereby enabling the petitioner to sell the land to a prospective buyer, provided there is no legal impediment.
7. Disposed of in the manner indicated above, along with connected application(s).

(MOKSHA KHAJURIA KAZMI)
JUDGE

SRINAGAR:
04.11.2026
"*Adil Ismail*"