Serial No.89
SUPP. CAUSE LIST

HIGH COURT OF JAMMU & KASHMIR AND LADAKH AT SRINAGAR

WP(C) 2740/2026
CM(7545/2026

NUSRAT SHAHID **…Petitioner/Appellant(s)**

Through: Mr. Jahangir Iqbal Ganai, Sr. Advocate with
Ms. Madiha Mukhtar, Advocate

Vs.

UT OF J&K AND ORS. **...Respondent(s)**

Through: Ms. Rahila Khan, AC vice
Mr. Bikramdeep Singh, Dy. AG

CORAM:

HON'BLE MR. JUSTICE WASIM SADIQ NARGAL, JUDGE

ORDER

31.10.2026

1. The only grievance projected by learned Senior Counsel appearing for the petitioner is that the order passed by the Sub-Divisional Magistrate, Gulmarg, dated 14th May, 2024, has not been complied with, despite the fact that the Deputy Commissioner, Baramulla, being the superior authority, vide communication dated 15th October, 2026, had requested the said officer to examine the matter in the light of the relevant record and take necessary action in accordance with the applicable rules and the directions contained therein. The Deputy Commissioner, Baramulla, while referring the matter to the Sub-Divisional Magistrate, Gulmarg, on the application preferred by the petitioner, had also sought an action taken report, which, according to the petitioner, has not been furnished till date. It is further submitted that the concerned

Sub-Divisional Magistrate has also failed to act in conformity with the aforesaid directions. Feeling aggrieved of such inaction on the part of the Sub-Divisional Magistrate, Gulmarg, the petitioner has approached this Court through the medium of the instant petition.

2. Learned Senior Counsel after arguing for a while submits that he would feel satisfied in case the instant petition is disposed of by directing the Sub-Divisional Magistrate, Gulmarg, to take a decision in the matter within some reasonable time period, in the light of the directions issued by his superior authority, i.e., the Deputy Commissioner, Baramulla, vide communication dated 15th October, 2026, to which, Ms. Rahila Khan, learned counsel appearing vice Mr. Bikramdeep Singh, learned Deputy Advocate General, appearing for the official respondents 1 to 4, has no objection, provided that the matter is directed to be considered strictly in accordance with the applicable rules and the law governing the subject.

3. Since an innocuous prayer has been made by learned Senior Counsel for the petitioner, this Court, having regard to the peculiar facts and circumstances projected through the medium of the instant petition, as also the contemporaneous official record available on file, deems it appropriate to dispose of the instant petition by directing respondent No. 3 to take a decision in the matter in the light of the order passed by the said respondent on 14th May, 2024 while doing so, the

respondent No. 3 shall also accord due consideration to the directions issued by his superior authority, i.e., the Deputy Commissioner, Baramulla, vide communication dated 15th October, 2026. ***Ordered accordingly***.

4. The aforesaid exercise shall be completed within a period of four weeks from the date a copy of this order, along with the writ petition and annexures, is made available to the said respondent.

5. The writ petition is accordingly ***disposed of***along with connected application(s)in the manner indicated above**.**

(Wasim Sadiq Nargal)
Judge

SRINAGAR:
31.10.2026
"ARIF"

