Serial No. 123
Supplementary Cause list

HIGH COURT OF JAMMU & KASHMIR AND LADAKH AT SRINAGAR

WP(C) 2766/2026 CM 7602/2026

MOHAMMAD AMIN WANI **…Appellant(s)/Petitioner(s)**

Through: Mr. Zahoor Ahmad Shah, Advocate

Vs.

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

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

CORAM:

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

ORDER

03.11.2026

1. Petitioner, along with her three sisters, is stated to be the owner of land falling under Khasra No. 234 & 251 measuring 02 Kanals & 2 Marlas, situated at revenue village Ganderbal, which is their ancestral land. The land has been mutated in favour of sisters of the petitioner vide mutation No. 701 dated 04.08.2026 and for gifting the said land in favour of their brother, they have jointly applied for issuance of Fard/Revenue Document. The petitioner contends that respondent Nos. 5 to 7 are not attesting the fard for unknown reasons.
2. The petitioners have approached this court with the petition in hand, seeking direction upon respondent Nos. 5 to 7 to issue fard intikhab, jamabandi with map for land falling under Khasra No. 234 & 251 measuring 02 Kanals & 2 Marlas, situated at the aforementioned village.
3. 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.

4. 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.
5. 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 three sisters of the petitioner to gift the said land in his favour, provided there is no legal impediment.
6. Disposed of in the manner indicated above, along with connected application(s).

(MOKSHA KHAJURIA KAZMI)
JUDGE

SRINAGAR:
03.11.2026
"*Adil Ismail*"