

**HIGH COURT OF JAMMU & KASHMIR  
AT JAMMU**

**WP (C) No. 2859/2019  
CM No.5860/2019 and  
Cav No.4552/2019**

Rafiq Ahmed

...Petitioner(s)

Through:- Mr. Rajnesh Oswal, Advocate.

v/s

State of J&K and others

...Respondent(s)

Through:- Mr. S.S Ahmed and Mr. Zulkarnain  
Chowdhary Advocates for the caveator  
(respondent No.3).

**CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL, JUDGE**

**ORDER**

The challenge in the present petition is to the Lease Deed dated 22.05.2014 executed by respondent No.2 in favour of respondent No.3, brother of the petitioner. The issue sought to be raised by the petitioner is that Lease Deed has been registered by the respondent No.2 in favour of respondent No.3 ignoring the right of the petitioner.

As it would be a dispute between the petitioner and respondent No.3, the brothers concerning their rights in the property, the writ will not be an appropriate remedy for the purpose. The petitioner is relegated to avail of his appropriate remedy as available under law.

Disposed of.

**(Rajesh Bindal)  
Judge**

Jammu:  
31.07.2019  
*Surinder*

Whether the order is reportable? Yes/No  
Whether the order is speaking? Yes/No