

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

OWP No. 2226/2018

Hasham Din & Ors.

.....Petitioners

Through: Mr. M.A. Goni, Sr. Advocate with  
Mr. S. Tanzeel Illahi, Advocate

Vs

State of J&K & Ors.

.....Respondents

Through: Ms. Chetna Manhas, Assisting Counsel  
to Mrs. Monika Kohli, Sr. AAG for R-1,  
3, 5 & 6  
Mr. Atul Verma, Advocate vice  
Mr. Adarsh Sharma, Advocate for R-4

**CORAM: HON'BLE MR. JUSTICE SANJAY DHAR, JUDGE**

**ORDER**

**(30.09.2025)**

- 01.** The petitioners claim that they are in possession of land situated at village Dwara, Tehsil Nagrota, District Jammu where they have built up small houses. It has been claimed that the petitioners belong to nomadic community and the structures built by them on the land in question is the only shelter available to them and in case, they are evicted from the land in question they are going to suffer irreparably.
- 02.** Respondent No. 4-Vice Chairman, Jammu Development Authority, in his objections has submitted that the

petitioners are encroachers of the land which actually belongs to respondent-Jammu Development Authority, as such, the respondents are well within their rights to remove the encroachments.

**03.** Having regard to the limited nature of controversy involved in this writ petition, the same can be disposed of by extending appropriate directions so as to protect the interests of both the parties.

**04.** Accordingly, the writ petition is ***disposed of*** with a direction that the petitioners shall not be dispossessed by the respondents from the land which is being occupied by them except in due course of law.

**05.** The writ petition is accordingly, ***disposed of***.

(SANJAY DHAR)  
JUDGE

JAMMU  
30.09.2025  
SUNIL

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