

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

PIL 25/2017  
IA (2/2017)  
IA (1/2017)

Save th. its Chairperson ...Petitioner (s)

Through :- Mr. S. S. Ahmed, Advocate

V/s

State of J&K & ors. ...Respondent(s)

Through :- Mr. Sachin Gupta, Advocate for  
respondent Nos. 4 & 8.  
Mr. Ayjaz Lone, Dy.A.G. for  
J&K Forest Department.

Coram : **HON'BLE MR. JUSTICE RAJESH BINDAL, JUDGE**  
**HON'BLE MS. JUSTICE SINDHU SHARMA, JUDGE**

**ORDER**

01. Dr. Zafar Iqbal, Municipal Veterinary Officer, Jammu, is present in Court. In pursuance of order passed by this Court on 21.05.2019, he had visited Cattle sheds at Gurgaon, Karnal, Ludhiana and Haridwar. From the ideas taken from the aforesaid Cattle sheds visited, the plan has been revised. The constructed area now required has been reduced substantially. The project shall be implemented in phases as per the requirement. Approximately, a sum of ₹ 10.00 Crores will be required for taking care of about 1,000 cattle.

02. Learned counsel for the petitioner submitted that a sum of ₹ 250.00 Crores were released by the Central Government to the Jammu Municipal Corporation (JMC). The funds can be allocated out of the aforesaid

sum for construction of the cattle shed. This will take care of the stray animals on the roads which sometimes cause accidents.

03. Learned counsel appearing for JMC seeks time to have instructions as to in how much time aforesaid amount shall be released and kept earmarked for construction of the cattle shed.

04. Despite demarcation made, learned counsel appearing for the J&K Forest Department has still raised an issue that some of the portion of land is owned by the Forest Department, hence, use thereof can only be changed under the J&K Forest Conservation Act, 1997 for which a Committee has been constituted. He even sought to deny the demarcation made out in the presence of the Officers of the Corporation and the Forest Department.

05. Be that as it may, as presently the proposed construction of the Goushala is on the undisputed land and the Forest Department is trying to create hurdles for execution of the project, we are compelled to seek information from the Forest Department regarding the total land in its ownership in the State of Jammu and Kashmir, district wise and the area which is not in occupation of Forest Department; the persons in whose occupation the areas is and steps taken by the Forest Corporation for removal of the encroachments.

06. In the meantime, the Forest Department shall take a decision with regard to the land in question and apprise the Court about it.

07. Adjourned to 04.07.2019.

08. To be taken up after break.

09. Copy of the order be provided to the learned counsels for the respondents under the signature of the Bench Secretary of this Court.

**(Sindhu Sharma)**  
**Judge**

**(Rajesh Bindal)**  
**Judge**

Jammu  
03.07.2019  
Sunita.

