Sr. No. 76

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU

CM No. 6933/2026
LPA No. 213/2026 in
HCP No. 165/2025
CAV No. 2117/2026

UT of J&K and Others .....Applicant(s)/Appellant(s)

Through :- Ms. Monika Kohli, Sr. AAG with
Ms. Priyanka Bhat, Advocate

v/s

Rahil Gargotra .....Respondent(s)

Through :-

CORAM: HON'BLE MR. JUSTICE SANJEEV KUMAR, JUDGE
HON'BLE MR. JUSTICE YASH PAUL BOURNEY, JUDGE

ORDER
28.09.2026

CM No. 6933/2026

1. Impugned in this *intra-Court* appeal is a judgment of the learned Single Judge ["**the writ Court**"] dated 16.07.2026, passed in HCP No. 165/2025, whereby the writ Court has quashed the detention order no. PSA-13 of 2025 dated 06.09.2025 issued by the District Magistrate, Jammu. The order was issued purportedly under Section 8 of the Jammu and Kashmir Public Safety Act, 1978, with a view to prevent the respondent from acting in any manner prejudicial to the maintenance of public order.

2. The appeal is delayed by five days and, therefore, a separate application for condonation of delay.

3. The application, for the reasons stated therein, is **allowed** and the delay of five days in filing the appeal is **condoned**.

LPA No. 213/2026

1. The order of detention, which was issued by the District Magistrate, Jammu on 06.09.2025 and was executed on 07.09.2025 and was for a maximum period of one year. The period of one year has expired with effect from 06.09.2026. The order of detention has, therefore, outlived its life, thus, rendering this appeal infructuous.

2. In view of the above, the instant appeal is dismissed as having been rendered infructuous.

(Yash Paul Bourney)
Judge

(Sanjeev Kumar)
Judge

JAMMU
28.09.2026
Manik

HIGH COURT
सत्यमेव जयते
OF JAMMU & KASHMIR AND LADAKH