Serial No.05
REGULAR CAUSE LIST

HIGH COURT OF JAMMU & KASHMIR AND LADAKH AT SRINAGAR

CM(5887/2026) IN LPA 207/2026

RIYAZ AHMAD MISGER AND OTHERS **…Petitioner/Appellant(s)**

Through: Mr. Arif Hussain Bhat, Advocate

Vs.

MOHAMMAD HUSSAIN SHAH **...Respondent(s)**

Through:

CORAM:

HON'BLE THE CHIEF JUSTICE (ACTING)
HON'BLE MR. JUSTICE MOHD YOUSUF WANI, JUDGE

ORDER
07.09.2026

CM No. 5887/2026

1. This is an application seeking condonation of delay of 94 days in filing the LPA.
2. The application for the reasons stated therein is allowed and the condonation of 94 days is condoned and the LPA No. 207/2026 is restored to its original.
3. **CM disposed of.**

LPA No. 207/2026

4. Heard learned counsel appearing for the petitioners and perused the material on record, we are of the considered opinion that this LPA, under clause 12 of the Letters Patent, in terms of Section 100-A of the CPC is not maintainable. The order impugned in this appeal is passed by the learned Single Judge

Arif Rameed
I attest to the accuracy and
authenticity of this document
07.09.2026 16:39

in the exercise of its appellate jurisdiction against an order passed by the trial court and, therefore, further appeal is not maintainable.

5. The appeal is, accordingly, **dismissed** as not maintainable, leaving it open to the appellant to explore remedies as may be available to him under law.

(Mohd Yousuf Wani) **(Sanjeev Kumar)**
Judge **Chief Justice (Acting)**

SRINAGAR:
07.09.2026
"ARIF"

HIGH COURT
JAMMU & KASHMIR AND LADAKH

Arif Hameed
I attest to the accuracy and
authenticity of this document
07.09.2026 16:39