

IN THE COURT OF DIVISIONAL COMMISSIONER, JAMMU

File No. **Date of Institution** **Date of Decision.**
Transfer Application 10-02-2014 17-12-2016

1. Mohd. Rashid
2. Mohd Sharief
3. Mohd Yaqoob all Ss/o Mohd Bashir

Abdul Rehman
S/o Umar Baksh
R/o Village Kuniyan Tehsil Haveli
Distt. Poonch

R/o Village Kuniyan, Tehsil V/S
District Ramban
Through Mohd Rashid
S/o Mohd Bashir R/o Village Kuniyan,
Tehsil & District Ramban

In the matter of:-

Petition for transfer of Appeal case titled "Mohd Rashid & others V/S Abdul Rehman an appeal against order of Assistant collector 1st class Haveli whereby mutation No. 38 has been attested conferring rights of tenancy at will of state land measuring 32 kanals & 7 Marlas situated on the Village Kuniyan, Tehsil Haveli Distt. Poonch upon respondent for Survey No. 1358 pending in the court of Addl. Deputy Commissioner Poonch to any other court of competent jurisdiction.

ORDER


The present petition has been filed for transfer of Appeal case titled Mohd Rrashid & others V/S Abdul Rehman pending in the court of Addl Deputy Commissioner Poonch to any other court of competent jurisdiction .

The case came up for hearing. Both the parties along with counsels present. They are heard. Counsel for respondent submitted that the transfer application has become infructuors on account of transfer of presiding officer of the court below and as such be dismissed. He further pleaded that he has no objection even if this court feels right and transfer the petition to another court of competent Jurisdiction for disposal but prayed that disposal should be time bound. Counsel for petitioner also agreed to the submission of respondent.

In view of the above the petition is allowed & the case is transferred to Deputy Commissioner Poonch for disposal under law after hearing all the interested parties. The case shall be decided with in a period of 3 months.

Stay issued if any shall stand vacated. The case file be consigned records after due after due completion.

Announced
17-12-2016


(Dr. Pawan Kotwal) IAS,
Divisional Commissioner,
Jammu