



सत्यमेव जयते

In the Court of Additional Commissioner, Jammu
(With the powers of Divisional Commissioner)
(Rail Head Complex, Jammu)
(0191-2478991, 2478999, Fax-2478997, e-mail: divcomjammu@gmail.com)

File No.
23/Transfer app
2018-19

Date of Institution
26.03.2019

Date of Decision
06.01.2021

Mohd Bashir S/o Ch. Ismail Caste Gujjar R/o Bathuni, Tehsil and District Rajouri.
....Petitioner.

1. Haji Wazir Hussain
2. Kalu

sons of Sahab Din Caste Gujjar R/o Thudi Tehsil and District Rajouri

..... Respondents

In the matter of: Petition for transfer of appeals titled "Haji Wazir Hussain & Anr. V/s Mohd Bashir pending in the Court of Learned Deputy Commissioner, Rajouri to any other court of competent jurisdiction or before this Hon'ble Court for disposal under law on merits.

ORDER

The present case has come up for hearing on 06.01.2021. Nobody appeared from either side.

Perusal of the case file reveals that the present transfer application has been filed for transferring the petition titled Haji Wazir Hussain & Anr. V/s Mohd Bashir pending in the Court of Learned Deputy Commissioner, Rajouri to any other court of competent jurisdiction or before this Hon'ble Court on the apprehension that the Presiding Officer is not hearing the case on merits. During the pendency of this transfer application, the Presiding Officer of the court below against whom the allegation of bias were leveled has been transferred and new incumbent has joined in his place. Otherwise also the parties are not attending the court 21.08.2019. Therefore, the present transfer application has become infructuous. Accordingly, this transfer application is dismissed and the case is remitted back to the court below. The court below shall resume the proceedings in the case and decide the same expeditiously after hearing the interested parties.

The stay order issued by this court, if any, shall stand vacated. The record file of the court below be sent back and the case file be consigned to records after due completion.

Pawan Kumar Sharma, KAS
Additional Commissioner, Jammu
[with the powers of Divisional Commissioner]