



# In the Court of Additional Commissioner, Jammu

(With the powers of Divisional Commissioner)

(Rail Head Complex, Jammu)

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M/s Choudhary Power Projects Pvt Ltd  
Through Director

Choudhary Nagar Singh  
S/o Sh. Koula Ram  
R/o 3<sup>rd</sup> Floor, Section 1A, Trikuta Nagar, Jammu

**Versus**

(Appellant)

1. Deputy Commissioner Ramban
2. Assistant Commissioner Revenue, Ramban
3. Tehsildar Ramban

(Respondents)

In the matter of:

Appeal against the order No. 06-08/JK/TR dated 08.01.2021 and order NO. 03/JK/TR dated 11.12.2020 passed by the respondent no. 3 whereby the batching plant and other machinery of the appellant has been seized by the respondent no. 3 holding the state land holding it as an encroachment on Kahcharai land. Prayer for setting aside the same

## ORDER

18.02.2021. This appeal has been presented by the Learned Counsel after being transferred to this Court by the Learned Divisional Commissioner Jammu vide order dated 17.02.2021. Learned Counsel for the appellant while arguing the matter stated that they have established Batching plant, Stone Crusher and stocked machinery etc on the land after NOC from District Magistrate. The batching plant of the company is meant for construction of National Highway Road at village Maroge Tehsil & District Ramban on a patch of land measuring 05 kanals 13 marlas comprising Khasra No. 684. He further stated that this is a temporary establishment and will be removed after the completion of construction of road. He pleaded that the Tehsildar Ramban vide order impugned dated 08.01.2021 have informed the Deputy Commissioner (Deputy Collector) Ramban after having seized the stone crusher/ batching plant.

In view of the above and from the record, it is inferred that the matter needs to be dealt by the Deputy Commissioner.

Therefore, the case is referred to the Deputy Commissioner Ramban for proceeding further in the matter and decide the matter on merits after proper appreciation of the facts and law on the subject expeditiously. A copy of the appeal be retained in this Court for reference and record. However, the appellant shall present the appeal before the Deputy Commissioner Ramban on 19.02.2021.

**Pawan Kumar Sharma, KAS**

**Additional Commissioner, Jammu**  
[with the powers of Divisional Commissioner]

No: AS/ADCOM/21/ 900-01

Dated: 18.02.2021

Copy to:-

1. Deputy Commissioner along with the case file (in original) titled M/S Choudhary Power Projects Pvt Ltd versus Deputy Commissioner Ramban and others.
2. Learned Counsel for petitioner for information.