



In the Court of Additional Commissioner, Jammu

(With the powers of Divisional Commissioner)

(Rail Head Complex, Jammu)

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File No.

03/ Appeal

Date of Institution

17.04.2021

Date of Decision

22.04.2021

Rattan Lal S/o Late Sh. Mangal Dass R/o Pargalta, Tehsil & District Jammu.

....Applicant

V/S

1. Lal Hussain S/o Hashim Din
 2. Manawar Hussain S/o Lal Hussain
 3. Anwar Hussain S/o Lal Hussain
 4. Ramzan S/o Lal Hussain
- All resident of Pargalta, Tehsil & District Jammu.

..... Respondents

In the matter of:

Application seeking removal of encroachment over the State land comprising under Khasra no. 407 min situated at revenue village Pargalta, Tehsil and District Jammu which the non-applicants are forcibly occupying and illegally selling the same and raising construction over the same through themselves and through their agents. Prayer for invocation of Section 133 of the Land Revenue Act against the non-applicants and retrieve the State Land.

ORDER

17.04.2021. The present case has been presented today on 17.04.2021 by the Learned Counsel for the applicant after being transferred to this Court by the Ld. Divisional Commissioner, Jammu vide order dated 15.04.2021.

Perusal of the case file reveals that the applicant has approached this court seeking removal of the encroachment made over the state land comprising Khasra No. 407 min situated at revenue village Pargalta, Tehsil and District Jammu. The issue involved in the matter purely comes under the domain and jurisdiction of Tehsildar and mere issuing the notice and continuing the case in this Court would not yield anything but result in wastage of time of the Court. In order to save the precious time of this Court and also to ensure that the matter is dealt on priority, the case is disposed of with the direction to the Tehsildar, Jammu to take cognizance of the matter and take necessary as per the provisions of Section 133 of the Land Revenue Act at the earliest preferably within two months. The applicant shall present a copy of case file alongwith copy of this order before the Tehsildar Jammu for initiating further proceedings in the matter. Till the matter is taken up by the Tehsildar Jammu and cognizance is taken thereon, no construction activity shall be allowed over the land in question.

The present application is accordingly disposed of and the record file be consigned to records after its due compilation.

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

Announced : 22.04.2021