



Office of the Divisional Commissioner, Jammu
(Rail Head Complex, Jammu)

(0191-2478991, 2478999, Fax-2478997, e-mail: divcomjammu@gmail.com)


CIRCULAR

Sub-para (2) of Para 15 of Cabinet Order No. 578-C of 1954 contains a specific procedure for dealing with the interests of an allottee in the allotted land on his death. For facility of reference Para (2) is reproduced as under:-

"If an allottee dies, his interest in the allotted land shall devolve on other members of his family in whose favour allotment of land has been originally made or regularised under these rules and on those who may have become members of the family by way of marriage, birth or adoption after such allotment excluding those who may have died earlier or may have left the family on account of marriage or adoption."

But it is alleged by some of the DPs, who have approached this office that this mandatory provision contained in the rules in question, is not being followed in certain cases, rather interests of the deceased allottee are being devolved even on such daughter/ daughters of the deceased, also, who have left the family due to marriage. That act is patently contrary to the afore cited rule position and warrants no such further repetition at any level. It is, accordingly, enjoined upon all the Tehsildars and other Revenue officers to ensure that only mandatory provisions as contained in the law/ rules are followed by the concerned in letter and spirit while dealing with devolution of rights of allottees of land, upon their death.

Deputy Commissioners of the concerned Districts of the Division shall ensure that these instructions including the mandatory provisions of the rules as cited above, are followed by implementing the provisions, properly so that no complicity arises while settling matters of survivorship / inheritance of the deceased allottees, under due process of law.


3/7/18,
(Sanjeev Verma) IAS,
Divisional Commissioner,
Jammu

No:-402/DPS/R.Sharma/2153-64

Dated:- 04.7.2018

Copy to:-

1. Financial Commissioner (Revenue), J&K Government, Srinagar.
2. Commissioner/ Secretary to Govt. Revenue Department, J&K, Civil Secretariat, Srinagar.
3. Deputy Commissioner Jammu/ Samba/ Kathua/ Rajouri/ Poonch/ Udhampur/ Reasi/ Doda/ Ramban/Kishtwar.