



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
06/Appeal

Date of Institution
15.05.2021

Date of Decision
27.10.2022

1. Bodh Raj S/o Late Sh. Mangal Dass R/o Pargalta, Tehsil and District Jammu

....Appellant

Versus

1. Khurshid Ahmed S/o Fiaz Ahmed
2. Ghulam Mohd Bhat S/o Abdul Rashid Bhat
3. Nahida Bashir D/o Bashir Ahmed Sheikh
4. Amir Hussain Wani S/o Ghulam Hussain Wani
5. Suresh Kumar S/o Mangu Ram

All allegedly residents of Village Pargalta, Tehsil and District Jammu.

....Respondents

In the matter of :-

Appeal against the following mutation No. 860 dated 07.04.2012 attested by Settlement Officer Jammu pertaining to the land comprising under Khasra No. 415 situated at Village Pargalta, Patwar Halqa Bain Bajal Tehsil and District Jammu by virtue of which the proprietary land of the appellant and his family members has been mutated in the name of respondent No. 1 to 5 allegedly under Section 121 of the Land Revenue Act. Prayer for setting aside the same.

Any other relief which this Hon'ble Court may deem fit and proper in the facts and circumstances of the case may kindly be passed in favour of the appellant.

ORDER

The present appeal came up for hearing today on 27.10.2022. None present on behalf of appellant. Ld. Counsel for the respondents present. Ld. Counsel for respondents stated that no one is appearing on behalf of appellant from the last many hearings. As such the appeal may be dismissed in default for non prosecution by the appellant. Perusal of order sheet of the case file reveals that neither the appellant nor his counsel have been attending the court continuously for the last five consecutive hearings since 17.03.2022 and today i.e. 27.10.2022 also they have not caused appearance in the court, from which it is inferred that the appellant has lost interest to prosecute the case and further proceedings in the matter would result in wastage of the precious time of Court. In view of the absence of parties, court is constrained to return findings on merits. Therefore, the present appeal is dismissed in default for non-prosecution on behalf of the appellant. The interim/stay order issued by this court, if any, shall stand vacated. The case file be consigned to records after due completion but after waiting for the statutory period of 30 days fixed for restoration.

Announced
27.10.2022

Sd/-
(Pawan Kumar Sharma) KAS
Additional Commissioner, Jammu
[with the powers of Divisional Commissioner]

S/c website
[Signature]

Reader to
Additional Commissioner
Jammu