



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.
19/Transfer app
2019-20

Date of Institution
16-11-2019

Date of Decision
17-03-2021

Mohd Riaz S/o Mohd Din R/o Chawa Tehsil and District Rajouri.

....Applicant

Versus

1. Abdul Aziz
2. Mohammad Bashir
3. Jan Mohammad
4. Ahmed Din
5. Mohd Yousif
6. Mohd Saleem

All sons of Late Mohammad Din all residents of village Chawa Tehsil and District Rajouri.

....Non-applicants

In the matter of:

Application for transfer of partition application titled "Mohd Riaz V/s Abdul Aziz and Ors" from the court of Assistant Commissioner (Revenue) Rajouri to some other court of competent jurisdiction in Jammu.

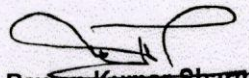
For physical Possession of the Partitioned share of the applicant to him and for correction of Girdawari entries of all the said lands in accordance with the partitioned possession post partition.

ORDER

The present case has come up for hearing on 17.03.2021. Nobody appeared from either side. Perusal of the case file reveals that the present transfer application has been filed for transferring the petition titled Mohd Riaz V/s Abdul Aziz and Ors filed by Mohd Riaz applicant herein pending before the court of Assistant Commissioner, (Revenue) Rajouri to any other court of competent jurisdiction 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. 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 necessary 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.

Announced
06.01.2021


Pawan Kumar Sharma, KAS
Additional Commissioner, Jam
[with the powers of Divisional Commissione