



In the Court of Additional Commissioner, Jammu  
(With the powers of Divisional Commissioner)  
(Rail Head Complex, Jammu)

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<u>File No</u>	<u>Date of Institution</u>	<u>Date of Decision</u>
02/Transfer/App.	16.04.2022	20.10.2022
Rashpal Singh, S/o Lt. Sh. Brij Lal, R/o Choudhary Nar (Rehtal), Tehsil and District Rajouri		....Petitioner

Versus

1. Kamal Singh, S/o Lt. Behari Lal, R/o Choudhary Nar (Rehtal), Tehsil and District Rajouri  
....Respondent
2. Chamael Singh
3. Satpal Singh  
Both sons of Lt. Brij Lal
4. Vishal Singh
5. Vikas Singh
6. Sinichar Singh
7. Kennedy  
All sons of Lt. Mohinder Singh
8. Sunil Singh
9. Ravinder Singh
10. Neeraj Singh  
All sons of Lt. Gian Singh
11. Anchal
12. Rahul  
Both sons of Sh. Bhol Ram, All residents of Choudhary Nar (Rehtal), Tehsil and District Rajouri  
....Proforma respondents

In the matter of :-

Petition for transfer of appeal titled "Rashpal Singh & Ors. Vs Kamal Singh & Ors." from the court of learned Additional Deputy Commissioner, Collector, Rajouri to some other court having jurisdiction in the matter of before this Hon'ble Court.

**ORDER**

The present petition for transfer of the appeal titled Rashpal Singh & Ors. Vs Kamal Singh & Ors. from the court of Ld. Additional Deputy Commissioner, Collector, Rajouri to some other court having jurisdiction in the matter or before this Hon'ble Court came up for hearing on 20.10.2022. Ld. Counsel for the petitioner, Ld. Counsel for the respondent and Ld. Counsel for the proforma respondents appeared. Ld. Counsel for the petitioner stated that the appeal titled Rashpal Singh & Ors. Vs Kamal Singh & Ors. may be transferred from the court of Ld. Additional Deputy Commissioner, Rajouri as the attitude of the officer is not impartial towards the petitioner and he does not expect justice from the court of Additional Deputy Commissioner, Rajouri. Ld. Counsel for the proforma respondents stated that he does not have any objection to the transfer application which may be allowed in order to expedite the process of justice as delay in deciding the transfer application will cause delay in the justice delivery. Ld. Counsel for the proforma respondents also expressed no objection to the transfer application and stated that the appeal pending in the court of Additional Deputy Commissioner, Rajouri may be transferred to any other court of competent jurisdiction. Perusal of order sheet reveals that vide order dated 18.04.2022,

Sd

Addl Commissioner  
Jammu

parawise report was called from the court below which has not been received till date. Vide order dated 01.06.2022, the Ld. Financial Commissioner (Revenue), J&K has advised this court to undertake early hearing of transfer application in view of the sensitivity of the matter.

In view of the above, the parawise report called from the court below is hereby dispensed with and the petition for transfer of appeal titled Rashpal Singh & Ors. Vs Kamal Singh & Ors. from the court of Ld. Additional Deputy Commissioner, Collector, Rajouri is accepted and the appeal pending in the court of Additional Deputy Commissioner, Rajouri is transferred to the court of Deputy Commissioner, Rajouri who will adjudicate the matter strictly in accordance with the law governing the subject after providing opportunity of being heard to the concerned. Additional Deputy Commissioner, Rajouri shall provide the original appeal filed in his court to the court of Deputy Commissioner, Rajouri for adjudication by or before 15.11.2022. Copy of this order shall go to the Deputy Commissioner, Rajouri and Additional Deputy Commissioner, Rajouri for necessary action. The interim order issued by this court, if any, shall stand vacated and the case file be consigned to record after due completion. Parties shall appear before the court of Deputy Commissioner, Rajouri on 15.11.2022.

**Announced**  
**20.10.2022**

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

*Plc Website*

*Rashpal*  
Reader to  
Additional Commissioner  
Jammu