



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)

<u>File No</u>	<u>Date of Institution</u>	<u>Date of Decision</u>
95/Revision 2017-18	29.11.2017	23.11.2022

Om Prakash S/o Late Sh. Nanak Chand R/o Chan Garan Tehsil & District Kathua at present village Chak Mahesha Tehsil Marheen erstwhile Tehsil Hiranagar District Kathua

....Petitioner

Versus

1. Bishan Dass
 2. Ram Dass
Both sons of Late Sh. Nanak Chand
 3. Dwarka Nath
 4. Kuldeep Raj
 5. Ravi Kumar
All sons of Sh. Rattan Chand alias Ram Rattan
 6. Mst. Toshi
 7. Mst. Darshana
 8. Mst. Sharda
 9. Mst. Vimla
All daughters of Late Sh. Rattan Chand alias Ram Rattan
All residents of village Thangor, Chack Mahesha Tehsil Hiranagar District Kathua
-Respondents

In the matter of :- Revision petition against the order dtd. 03.03.2017 passed by the court of Ld. Deputy Commissioner (Collector), Kathua in file No. DCK/106 in the case titled Om Prakash V/s Bishan Dass & Ors. by virtue of which the appeal filed by the petitioner against the order dated 18.02.2002 passed by the Tehsildar, Kathua in file No. OQ/1011 in the application titled Om Prakash Vs Bishan Dass & Ors. for partition of land comprised of khasra Nos. 203 (4 Kanals 02 Marlas), 211 (03M) 212 min (11M), 213 min (2K 14M) 213 min (3K 18M), 277min (2K 15 ½ M), 279 (8K 01M), 526 (14K 03M), 236/281 (08K 12M), 239/282 min (23K 10M), 280 (2K 7M), 283 (7K 10M) and 284 (6K 16M) situate at village Changran Tehsil & District Kathua by metes & bounds has been dismissed & order under appeal was upheld.
Prayer for setting aside of above said orders dated 03.03.2017 & 18.02.2022.

ORDER

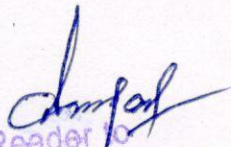
The present petition came up for hearing on 23.11.2022. None present for petitioner. Ld. Counsel for the respondents present. Ld. Counsel for the respondents stated that the petitioner is not attending the court for the last many hearings. He further stated that the order of the Deputy Commissioner (Collector), Kathua is detailed one and the present revision petition needs to be dismissed, in view of the fact that the land has been partitioned privately between the petitioner and

respondents. This fact has also been highlighted in the order passed by the Deputy Commissioner (Collector), Kathua. Perusal of order sheet of the case file reveals that neither the petitioner nor his counsel has been attending the court continuously for last three hearings and today i.e. 23.11.2022 also they have not caused appearance in the court, from which it is inferred that the petitioner has lost interest to prosecute the case and further proceedings in the matter would result in wastage of the precious time of Court. Therefore, the present petition is dismissed in default for non-prosecution on behalf of the petitioner. The interim 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 but after waiting for the statutory period of 30 days fixed for restoration. Copy of the order shall go to Deputy Commissioner, Kathua and Tehsildar Kathua for reference and record after the expiry of statutory period of 30 days.

Announced
23.11.2022

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

Plc website


Reader to
Additional Commissioner
Jammu