



सत्यमेव जयते

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

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File No.

41/Appeal
2021-22

Date of Institution

08.02.2022

Date of Decision

27.05.2022

Munshi Ram S/o Sh. Jagdish Lal R/o Sayal Jata Udhampur

(APPELLANT)

Versus

1. Tehsildar Udhampur
2. Naib Tehsildar Malli, Udhampur
3. Tilak Raj Shanker S/o Shanker Dass
4. Prem Lata W/o Tilak Raj
5. Rupali D/o Tilak Raj
6. Anish Sharma S/o Tilak Raj
7. Toshi W/o Satpal
8. Ashok Kumar
9. Narinder Kumar both sons of Jagdish Kumar
10. Geeta Devi W/o Ram Dayal
All residents of Sail Jattan, Udhampur
11. Sony W/o Sanjay
12. Suraj Kumar S/o Sanjay
13. Pooja W/o Rakesh
14. Paras Ram S/o Faquir Chand
15. Rahul Kumar S/o Behari Lal
All Residents of Village Takholi, Udhampur

...RESPONDENTS

In the matter of :-

Appeal against the exparte, illegal and arbitrary order dated 20.08.21 passed by Naib Tehsildar Malli without jurisdiction, whereby order for ejection of the petitioner has been passed from the land measuring 2K 12M falling under Khasra no.198 new 116 old situated at village Sayal Jatta, Udhampur under Section 133 of Land Revenue Act

Prayer for setting aside the same.

ORDER

The present appeal against order dated 20.08.2021 passed by Naib Tehsildar, Malli for the ejection of the petitioner from the land measuring 02 Kanal 12 Marlas falling under Khasra No. 198 New (116 Old) situated at village Sayal Jatta, Udhampur under Section 133 of the Land Revenue Act. Ld. Counsel for the appellants stated that at this point he will be satisfied if the present appeal is

transferred to the court of Deputy Commissioner (Collector), Udhampur for disposal of the appeal under law. The case in hand pertains to the proceedings under Section 133 of the Land Revenue Act for which the Deputy Commissioner (Collector) Udhampur shall take cognigence. In view of the submissions made by Ld. Counsel for appellants and the fact that the order of Naib Tehsildar is under challenge, the present appeal is transferred to the Deputy Commissioner (Collector Land Revenue Act), Udhampur for disposal under law after affording opportunity of being heard to the concerned. The case file in original along with this order shall go to Deputy Commissioner, Udhampur for further proceedings. Status quo order if any passed by this court shall stand vacated. The parties shall appear before the court of Deputy Commissioner, Udhampur on 20.06.2022 for further proceedings.

Announced
27.05.2022

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