



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>
LRA/0000000415/2022	10.10.2022	30.11.2022

1. Roshan Lal
2. Suresh Kumar
Both sons of Lt. Sain Dass R/o Keso Manhasa Tehsil Ramgarh District Samba
....Petitioners

Versus

1. Tehsildar Ramgarh District Samba.
2. Mohinder Paul Adopted son of Sh. Ram Lal R/o Chak Salaria Tehsil Ramgarh District Samba.

....Respondents

In the matter of :- Petition for transfer of appeal titled Roshan Lal & Anr. Versus Tehsildar Ramgarh & anr. Pending before the Learned Additional Deputy Commissioner (Collector), Samba to Jammu

ORDER

The present transfer petition came up for hearing on 30.11.2022. Advocate Shahla Rafiqi appeared on behalf of the petitioners and presented an application for implementation of the order dated 10.10.2022 through Sr. Superintendent of Police, Samba in law and spirit. Ld. Counsel for private respondent appeared and stated that the Presiding Officer of the court below has been transferred and the present petition has become infructuous which may be dismissed. Ld. Counsel for petitioners does not express any objection for dismissal. However, she stated that the application for implementation of the order dated 10.10.2022 may be forwarded to the court below. Perusal of the case file reveals that the transfer petition has been filed for transferring the appeal titled Roshan Lal & anr. Vs Tehsildar Ramgarh & anr. pending before the Additional Deputy Commissioner (Collector), Samba to Jammu on the grounds that no action has been taken by Additional Deputy Commissioner (Collector), Samba despite the directions of Hon'ble High Court in WP (C) No. 1733/2021 dated 24.08.2021 to decide the appeal pending before him, expeditiously within period of three months from the date the order is made available to him. Since Presiding Officer of the court below has been transferred and new incumbent has joined in his place, the transfer petition has become infructuous and continuance of further proceedings in this court will delay the delivery of justice. The present transfer application is as such dismissed. Copy of this order as well as the application filed by the Ld. Counsel for implementation of the order dated 10.10.2022 through Sr. Superintendent of Police, Samba shall also go to Additional Deputy Commissioner (Collector), Samba for appropriate necessary action expeditiously. Interim order issued by this court, if any, shall stand vacated. Parties shall appear before Additional Deputy Commissioner (Collector), Samba on 06.12.2022. The case file is consigned to record after due completion.

Announced
30.11.2022

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

He website.

[Signature]
Reader to
Additional Commissioner