

Government of Jammu & Kashmir,  
Office of the Financial Commissioner (Revenue) J&K,  
From November to April at Rail Head Complex Jammu-180001 /  
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**Subject:- Transfer and posting of Addl. Patwari Halqa Qasba Bhagat, Tehsil and District Anantnag.**

**ORDER No:- 50 FC(Revenue) of 2020  
D A T E D:- 13 . 02 . 2020**

1. Whereas, a complaint was lodged by one Sh. Hyder Zargar R/o Anantnag against Sh. Gowhar Salam, Patwari posted in the estate Qasba Baghat Anantnag for alleged tampering of revenue records.
2. Whereas, the complaint was forwarded to Deputy Commissioner, Anantnag by this office vide letter dated 22.05.2019 with the direction that the matter may be looked into and transfer the said Patwari from the existing place, if he has completed more than three years.
3. Whereas, the Deputy Commissioner, Anantnag transferred the said Patwari from Patwar Halqa Qasba Bhagat, Tehsil Anantnag to Patwar Halqa Deesu Nowbugh Tehsil Larnoo District Anantnag vide his order No. 155 DCA of 2019 dated 19.07.2019.
4. Whereas, in the meanwhile Sh. Reshi Gowhar Salam, Patwari Halqa Deesu Daksum, Tehsil Larnoo, District Anantnag approached Divisional Commissioner, Kashmir for his transfer by concealing actual facts and figures; and
5. Whereas, Divisional Commissioner, Kashmir vide Order No. 255-Divcom of 2019 dated 16.08.2019 again transferred Shri Reshi Gowhar Salam, Patwari Halqa Deesu Daksum, Tehsil Larnoo District Anantnag to Patwar Halqa Qasba Baghat Tehsil Anantnag vice Shri Bashir Ahmad Dar, who was directed to report Deputy Commissioner, Anantnag for further posting; and
6. Whereas, the order No. 255 of Div Com of 2019 dated 16.08.2019 issued by Divisional Commissioner being violative of SRO 479 of 2018 dated 19.10.2019 was rescinded by this office vide Order No. FC(Adm) 245 of 2019 dated 03.09.2019.
7. Whereas, in the meanwhile apropos to the communication received from Anti Corruption Bureau in terms of letter No. VO-Rev-NG-124/18-8214 dated 25.05.2018

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an enquiry had been asked to be conducted simultaneously through ADC (DVO) Anantnag into the allegation leveled against the Patwari.

8. Whereas, ADC (DVO) vide letter No. ADC/Reader/19/565-66/Ant dated 27.12.2019 submitted his findings stating therein that.....

**"....It seems that the complainant is wrongly interpreting Fard-e-Padtal entry as tampering. The entry by way of Fard-Padtal made by the then Tehsildar has only set the records right. Therefore, the complaint seems to be baseless having no bearing on ground with the facts of the case and needs to be dismissed".**

9. Whereas, Sh. Gowhar Salam, Patwari made a representation on 31.12.2019 (Post enquiry) to this office stating that the complainant is a retired Assistant Engineer who is also a property dealer, has mislead this office and defamed him in the department and therefore requested for transfer from Deso Nowbugh, Tehsil Larnoo to Tehsil Anantnag.

10. Whereas, the application/representation of Sh. Gowhar Salam, Patwari was forwarded to Divisional Commissioner, Kashmir vide this office letter dated 09.01.2020, for appropriate adjustment of the Patwari against available vacancy in District Anantnag.

11. Whereas, the Divisional Commissioner, Kashmir vide Order No. 517-Divcom-2020 dated 13.01.2020 has transferred the said Patwari and posted him as Addl. Patwari Halqa Qasba Bhagat, Tehsil and District Anantnag vide Shri Layeeq Ahmad Rah, Patwari instead of posting him against any other clear available vacancy in the District.

12. Whereas, as per communication received from Deputy Commissioner, Anantnag vide letter No. DCA/Estt/2019-20/321-23 dated 05.02.2020, it indicates that Sh. Gowhar Salam and Sh. Layeeq Ahmad Rah, Patwaries, had all along remained posted in the said Halqa for the more than 4-5 years (i.e w.e.f May 2015 to July 2019 and July 2015 to Jan 2020) respectively.

13. Whereas, reports sought and submitted by Deputy Commissioner, Anantnag vide Order No. DCA/Estt/2019-20/350-52 dated 06.02.2020, further reveals that the salary of Additional Patwari used to be drawn/is being drawn by the Tehsildar Consolidation/Settlement as had been the precedent for utilization of the services of Consolidation/Settlement Patwaries as Additional Patwaries in the Patwar Halqas.

*Emulias*

*13/12/2020*

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14. Whereas, so far as post of Addl. Patwari is concerned, it is pertinent to mention here that vide Government Order No. Rev (S) 170 of 2014 dated 18.7.2014, 3012 posts of Patwaries have been created by corresponding reduction of 1093 posts of Settlement and 218 posts of Agrarian, for newly created 135 Tehsils and 301 Naibats and 2576 Patwar Halqas and the posting of such Patwaries has to be done in the vacant Halqas.

15. Whereas, there is no sanctioned post of Additional Patwaries in the Patwar Halqa, therefore, it is in violation of the Finance Department's Order No. 342-F of 2018 dated 02.08.2018.


16. Whereas, posting of Additional Patwaries in any Halqa without any legal mandate is not tenable and the practice needs to be done away with immediate effect.

17. In view of the above, backdrop the arrangement made by the Divisional Commissioner, Kashmir vide Order No. 517-DIVCOM-2020 dated 13.01.2020 is hereby rescinded with immediate effect with the direction that no Additional Patwari is posted in the said Patwar Halqa, such arrangement made shall be deemed to have ceased with immediate effect. The posting of the Patwari shall be strictly made against clear vacancy in the District.

By order of the Financial Commissioner, Revenue, J&K



(Nazir Ahmad Baba) KAS  
Additional Commissioner (Central)  
With Financial Commissioner (Rev)

 Dated: 13. 02 .2020

No. FC(Adm-PTW)01/2020

Copy to the:-

1. Principal Secretary to Government, Revenue Department, J&K for kind information.
2. Divisional Commissioner, Kashmir for information and necessary action, with the request not to adjust any Additional Patwari in any Halqas.
3. Deputy Commissioner, Anantnag for information & necessary action.
4. Tehsildar, Anantnag/Larnoo for information/strict compliance.
5. Private Secretary to worthy Financial Commissioner (Rev), J&K for kind information to worthy FCR
6. Concerned for information/compliance.
7. Office Orders.
- ✓ 8. I/C Website.