

**THE COURT OF FINANCIAL COMMISSIONER REVENUE  
(COMMISSIONER AGRARIAN REFORMS)  
JAMMU AND KASHMIR**

<u>FILE NO</u>	<u>DATE OF INSTITUTION</u>	<u>DATE OF DECISION</u>
<b>405/FC/ARC-AP</b>	<b>04.03.2013</b>	<b>21.07.2014</b>

1) PARKASH SINGH S/O LATE MAHNGA RAM R/O VILLAGE DEVIGARH  
TEHSIL R.S.PURA

**(APPLICANT/PETITIONER)**

**VERSUS**

1) GURDEV SINGH S/O MAHNGA RAM R/O GADIGARH TEHSIL AND  
DISTRICT JAMMU;  
2) SURJEET SINGH -----DO-----.

**(NON APPLICANTS/RESPONDENTS)**

In the matter of:

Petition for withdrawal and transfer of the above titled appeal pending disposal before the court of the Joint Commissioner Agrarian Reforms, Jammu to any other court of competent jurisdiction or in the alternative same may be determined by this court.

For Applicant/Petitioner --- Adv. S. Ramnik Singh

For Non applicants/Respondents --- Adv. K. C. Gupta

**ORDER**

1) The present petition has been filed with respect to withdrawal and transfer of the case titled "**Gurdev Singh Vs. Parkash Singh and another**" which was pending disposal before the court of the Joint Commissioner Agrarian Reforms, Jammu. In this regard, a para wise

report with respect to the contents of the application from the court below was called and the same was consequently submitted on 02.04.2013. A perusal of the contents of the application vis-a-vis the reply tendered by the court below indicates that the court below has no objection if the case be transferred to any other court of competent jurisdiction. However, during the pendency of these proceedings before this court, the Government of Jammu and Kashmir in order to restructure and reorganise the settlement organisation in the state, abolished the office/court of the Joint Commissioner Agrarian Reforms, Jammu. Later, all the Additional Deputy Commissioners were appointed as the Commissioners under the Agrarian Reforms Act, 1976 to hear appeals in the respective districts.

- 2) Thus, in view of the above facts and circumstances and in the interest of justice, this court feels it just, equitable and reasonable to transfer the case to the court of the Additional Deputy Commissioner Jammu. Both the parties are accordingly directed to appear before the court of the Additional Deputy Commissioner (Adm.) Jammu on the first court day in the first week of August, 2014. Interim directions, if any, shall stand vacated. The case file be relegated to records after due completion. The petition is disposed off accordingly.

**Sd/-**

**(Dr. Arun Kumar) IAS  
Financial Commissioner Revenue  
(Commissioner Agrarian Reforms)  
Jammu and Kashmir, Jammu**

Announced today on this the            day of  
July, 2014 under my hand and seal of this  
Court.