



GOVERNMENT OF JAMMU & KASHMIR

**OFFICE OF THE DEPUTY COMMISSIONER,
JAMMU**

Wazarat Road, Jammu - 180001 (J&K) – India

Ph. 0191-2544366 Fax – 0191-2546223

Website: www.jammu.gov.in

Subject:- Cancellation of illegal mutation attested on state land by manipulation of revenue record of village Chowadhi.

ORDER

Whereas, worthy Divisional Commissioner, Jammu vide letter no. 901/DivCom/ACB/Jammu/1024-27 dated 28-09-2019 assigned enquiry to Sub Divisional Magistrate, Jammu South to enquire into illegal mutation attested on state land by manipulation of revenue record of village Chowadhi.

Whereas, Sub Divisional Magistrate, Jammu South after going through the records and spot pertaining to mutation no. 2458/Jeem of village Chowadhi, submitted his report with recommendation to declare the above said mutation as void ab initio on the following factual grounds:-

1. In mutation no. 2458/Jeem involving Khasra no. 1292 and 1293 of village Chowadhi, it has been mentioned that allotment has been done in favour of beneficiaries namely Yashpal, Om Parkash Ss/o of Balaki Ram R/o Manohar Gopala, Tehsil Samba vide order no. Camp/22/2004 dated 28-09-2004 under Government order 254/C of 1965. However, as per report of Provincial Rehabilitation officer (Custodian) Jammu vide his letter no. PRO/2019-20/810 dated 05-10-2019 has communicated that from his office no such allotment order has been issued in favour of Yashpal and Om Parkash Ss/o Balaki Ram by Custodian Department and no allotment file in favour of said persons is found in his office record.
2. After examination of Register Khasra Girdawari of Khasra Numbers 1292 & 1293 of village Chowadhi, it is noticed that there exists no entry in the name of above said beneficiaries in the year 2004 or prior to 2004. Further, after verifying from field staff it is reported that the said land is not being used for cultivation from past many years and presently boundary wall has been constructed which may be used further for plotting.


Whereas, from the perusal of the above findings submitted by Sub Divisional Magistrate, Jammu South, it is evident that the said allotment order was never issued from the office of Provincial Rehabilitation Officer (Custodian) Jammu and as such no such allotment could have been issued in the said location (Chowadhi) keeping in view order no. Reh-9 GR of 1990 dated 13-03-1990 of Revenue (Relief and Rehabilitation) department which debars the allotment of State/Custodian land falling within radius of 13 kms of Purani Mandi, without prior approval of the Government.

Now, in the light of the above stated facts, it is established that the said allotment order has never been issued by the Government and therefore, attestation of mutation over a non existing allotment order is a commission of fraud on the part of the concerned revenue officer/officials and the private beneficiaries.

Therefore, I, District Collector, Jammu in exercise of appellate powers under section 11 of Land Revenue Act. Svt. 1996 allowed the reference made by Sub Divisional Magistrate, Jammu South and do hereby, set aside the fraudulent mutation no. 2458/Jeem of village Chowadhi, Tehsil Bahu and land measuring 27 kanals comprising under Khasra no. 1292 (08 Kanal & 15 Marla) & 1293 (18 Kanal & 05 Marla) situated at Village Chowadhi, be escheated to State.

Tehsildar Bahu is hereby directed to correct the relevant revenue record i.e, Jamabandi, Mutation Register and Register Khasra Girdawari accordingly. Copy of this order shall be served to Tehsildar Bahu for compliance, within a week's time of the issuance of this order.

No. DCJ/SQ/Ine-Muta-19-20/4771-74
Dated: 06-03-2020.


(Sushma Chauhan), IAS
Deputy Commissioner
Jammu

Copy to the:-

1. Financial Commissioner, (Revenue) J&K, Jammu for kind information.
2. Divisional Commissioner, Jammu for kind information.
3. Additional Deputy Commissioner (Adm) Jammu with the direction to forward the list of concerned revenue officers and officials to the DVO of the Districts, where these officers & officials are currently posted.
4. Additional Deputy Commissioner (L/O) Jammu with the direction to request the ACB, to investigate further in the matter.