

THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

ôôôó

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT

Notification

Srinagar, the 05th January, 2022.

SO-09.66Whereas, the Government vide SRO-268 dated 12-08-2003, appointed the Principal District and Sessions Judge, Rajouri, as an Arbitrator for making the award in respect of the land measuring 48 Kanals 10 Marlas, situated at Village Rampur, District Rajouri; and

Whereas, a representation for extension in time for completion of arbitration proceedings was received on 21-02-2018, which was forwarded to the Deputy Commissioner, Rajouri for a detailed report; and

Whereas, pending report from the Deputy Commissioner, Rajouri, the owner of the aforementioned land filed a writ petition bearing No. 947/2018, before the Honøble High Court, Jammu, praying therein for the following reliefs :ô

"Writ of Mandamus, commanding the respondent Nos. 2. and 3 to take decision qua the extension of time to the arbitrator appointed under Section 8 of Jammu and Kashmir Requisition and Acquisition of Immovable Property Act, 1968 to complete the arbitration proceeding in the case titled, Uma Rani and others Vs. State and others."

Whereas, the Honøble High Court, J&K, Jammu vide its order dated 02-07-2018 disposed of the writ petition with the following directions; and

"In view of the aforesaid submission made by the petitioner himself and in the facts of the case, the instant writ petition is disposed of with a direction to respondent No. 1 to dispose of the letter/communication sent by the Principal District Judge, Rajouri for extension of time in deciding the matter. The same shall be done expeditiously, preferably within a period of four weeks from today."

Whereas, the petitioner filed a contempt petition No. 290 of 2018 in OWP 947/2018 titled Sanjay Sharma V/S. Abdul Majeed Bhat before the Hongble Court, J&K, Jammu, for alleged non-compliance of the aforesaid order dated 02-07-2018 of the Hongble High Court; and

Whereas, the Principal District and Sessions Judge, Rajouri, vide letter dated 23-01-2020 requested for grant or extension in time for making the award in respect of the subject land; and

Whereas, the Government after considering all aspects relating to the matter, has decided to extend the time for completion of arbitration proceedings. Now, therefore, in compliance of the directions dated 02-07-2018 passed by the Honøble High Court, Jammu, in OWP 947/2018 titled Sanjay Sharma V/s. Abdul Majeed Bhat, the Government in exercise of the powers conferred under sub-rule(l) of rule 10 of the Jammu and Kashmir Requisitioning and Acquisition of Immovable Property Rules, 1969, hereby directs that the time for completion of the arbitration proceedings and for making the award in respect of the subject land shall and shall always be deemed to have been extended by a further period of four months from the date of issuance of this notification.

By order of the Government of Jammu and Kashmir.

(Sd.) RASHID RAINA, KAS,

Under Secretary to the Government.