

UNION TERRITORY OF JAMMU AND KASHMIR
OFFICE OF THE DIVISIONAL COMMISSIONER, KASHMIR

Prescribed Authority under Section (3) of J&K Migrant Immovable Property (Preservation, Protection and Restraint on Distress Sales) Act, 1997.
(Phone/ Fax: (0194) -2487777, 2477775, 2452558, 2456397 Email address: divcomk@gmail.com)

Subject:- Application of S/Sh. Girdhari Lal S/o Late Sh. Lachman Dass R/o Check Narayan Dass, Tehsil Pattan/Kunzer District Baramulla. A/p Migrants H. No. 446, Sector-4, Suryavanshi Nagar, Lower Roop Nagar, Muthi, Jammu for permission to alienate migrant immovable property in accordance with the provisions of J&K Migrant Immovable Property (Preservation, Protection & Restraint on Distress Sales), Act, 1997.

Reference:- Deputy Commissioner, Baramulla's letter No: DCB/SQ/Alie/3492 dated 27.09.2023, and No. DCB/SQ/Alie/4328-29 dated 14.11.2023.

ORDER NO: 114 DIVK OF 2023

DATED : 23 - 11 - 2023

Whereas, Deputy Commissioner, Baramulla's letter No: DCB/SQ/Alie/3492 dated 27.09.2023 has reported that the alienor(s) intend to alienate land measuring 02 Kanals falling under Survey No.746 situated in estate Krishama, Tehsil Kunzer, District Baramulla; and

Whereas, Deputy Commissioner, Baramulla after due enquiry from the field functionaries in terms of prescribed procedure laid down under law/rules/guidelines in vogue has verified title, / and possession of the land measuring 02 Kanals falling under Survey No. 746 situated in estate Krishama, Tehsil Kunzer, District Baramulla vide his above referred letters, has recommended the case for grant of permission for alienation under the provisions of J&K Migrant Immovable Property (Preservation, Protection & Restraint on Distress Sales), Act, 1997; and

Whereas, the Deputy Commissioner Baramulla in terms of rule 3(b) of J&K Migrant Immovable Property (Preservation, Protection & Restraint on Distress Sales), Rules, 1997 has also issued "No Objection Certificate" under endorsement No. DCB/SQ/Alie/3492 dated 27.09.2023; and

On: Whereas, to rule out the possibility of distress sale, the alienor(s) was/were heard on video call who authenticated the veracity of the documents executed by him/her/ them and also intimated that the sale has not been made in distress/duress and consented to the grant of alienation permission in favour of the alienee(s).

Now, therefore in Pursuance of the powers vested upon me under Section 3 of the Jammu and Kashmir Migrant Immovable Property (Preservation, Protection and Restraint on Distress Sales) Act. 1997, sanction is hereby accorded to the alienation land measuring 02 Kanals falling under Survey Nos. 746 situated in estate Krishama, Tehsil Kunzer, District Baramulla BY Girdhari Lal S/o Late Sh. Lachman Dass R/o Check Narayan Dass, Tehsil Pattan/Kunzer District Baramulla. A/p Migrant at H. No. 446, Sector-4, Suryavanshi Nagar, Lower Roop Nagar, Muthi, Jammu IN FAVOUR OF

Sharifa Begum D/o Ghulam Mohi-ud-Din Qadri R/o Hawal, Srinagar, subject to the following conditions: -

- a) That the applicant(s) is/are rightful owners/occupants of the property proposed to be alienated and is free from all encumbrances and the title of the proposed alienor(s) is certified by the Tehsildar concerned under his seal and signatures.
- b) That the value of the property under proposed alienation shall be calculated as per the stamp rate prevailing at the time of execution/ registering of Sale Deed applicable under Irrigated Agriculture category of land of **estate Krishama, Tehsil Kunzer, District Baramulla as approved by the Committee constituted under the J&K Preparation and revision of market value guideline rules 2011 for the Calendar year 2023.**
- c) That any permission under this Act i.e., J&K Migrant Immovable Property (Preservation, Protection & Restraint on Distress Sales) Act, 1997 and rules made thereunder, shall not be construed as permission for conversion or change of land use which may otherwise be prohibited by any Act/Rules made thereunder for the time being in force.
- d) That after completion of all registration formalities, the District Magistrate, Baramulla (Custodian of the Migrant Immovable Property) shall handover the possession of the property to the alienee(s) thereof through prescribed procedure.

DISCLAIMER: 1) THE INSTANT PERMISSION SHALL NOT BE TREATED AS A SUBSTITUTE FOR TITLE DOCUMENTS/SHARE OF THE APPLICANT/ DISPUTE FREE NATURE OF THE PROPERTY/LAND USE PERMISSION ETC.


23/11/23
**DIVISIONAL COMMISSIONER,
KASHMIR**

No: DivCom/MLA/ (3292)/2023

Dated: 23 - 11 - 2023

Copy to the:-

1. Financial Commissioner (R), J&K Govt. Jammu/Srinagar.
2. Relief Commissioner (Migrants), Jammu.
3. Deputy Commissioner, Baramulla.
4. Alienee namely Sharifa Begum D/o Ghulam Mohi-ud-Din Qadri R/o Hawal, Srinagar.
5. Alienor namely Girdhari Lal S/o Late Sh. Lachman Dass R/o Check Narayan Dass, Tehsil Pattan/Kunzer District Baramulla. A/p Migrants at H. No. 446, Sector-4, Suryavanshi Nagar, Lower Roop Nagar, Muthi, Jammu.

.....FOR INFORMATION AND NECESSARY ACTION.