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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, 2455357 Email address: dlvcmk@gmail.com)

Subject:- Application of namely S/Shri (1) Pran Nath Mathu, (2) Bansi Lal Mathu S's/o Late Anand Joo Mathu, (3) Ms. Poonam Koul (Mathu), (4) Ms. Sarika Karin Mathu D's/o of Mohan Lal Mathu (Granddaughters of Anand Joo Mathu) and (5) Sudhir Mathu S/o Piaray Lal Mathu (Grandson of Anand Joo Mathu) R's/o 304-Jawahar Nagar, Srinagar A/P (1) 36-A, Krishna Nagar, Jammu, (2) 12-Saraswati Lane, Talab Tiloo, Bohri, Jammu, (3 & 4) 719, Sector-3, Muthi, Jammu and (5) 166/H, Durga Nagar, Talab Tiloo, 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, Srinagar's letter No: DCS/SQ/MLA/818/3039/MR dated 02.05.2019, No. DCS/SQ/MLA/878/3039/MR dated 15.07.2019, No. DCS/SQ/MLA/681/3039/MR dated 02.11.2019 and DMS/RD/3039-MR/132-33 dated 18.03.2023.

ORDER NO: 84 DIVK OF 2023

DATED : 28 - 08 - 2023

Whereas, Deputy Commissioner, Srinagar's letter No: DCS/SQ/MLA/818/3039/MR dated 02.05.2019, No. DCS/SQ/MLA/878/3039/MR dated 15.07.2019, No. DCS/SQ/MLA/681/3039/MR dated 02.11.2019 and DMS/RD/3039-MR/132-33 dated 18.03.2023 has reported that the alienor(s) intend to alienate land measuring 10 marlas 205 sfts falling under Survey Nos. 1418 (Plot No. 304-Jawahar Nagar) situated in estate Nursingarh, Tehsil South, District Srinagar; and

Whereas, Deputy Commissioner, Srinagar 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 land measuring 10 marlas 205 sfts falling under Survey Nos. 1418 (Plot No. 304-Jawahar Nagar) situated in estate Nursingarh, Tehsil South, District Srinagar 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;

Whereas, the Deputy Commissioner Srinagar 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: DCS/SQ/MLA/ 818/3039/MR dated 02.05.2019; and

Whereas, to rule out the possibility of distress sale, the alienor(s) was heard on video call who authenticated the veracity of the documents executed by him and also intimated that the sale has not been made in distress/duress and consented to

Anand Joo Mathu, (3) Ms. Poonam Koul (Mathu), (4) Ms. Sarika Karin Mathu D's/o of Mohan Lal Mathu (Granddaughters of Anand Joo Mathu) and (5) Sudhir Mathu S/o Piaray Lal Mathu (Grandson of Anand Joo Mathu) R's/o 304-Jawahar Nagar, Srinagar A/P (1) 36-A, Krishna Nagar, Jammu, (2) 12-Saraswati Lane, Talab Tilloo, Bohri, Jammu, (3 & 4) 719, Sector-3, Muthi, Jammu and (5) 166/H, Durga Nagar, Talab Tilloo, Jammu IN FAVOUR OF Nazir Ahmad Bagaw S/o Mohammad Sultan Bagaw R/o H. No. 233, Jawahar Nagar, Srinagar, subject to the following conditions: -

- a) That the applicant(s) 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 (land) under proposed alienation shall be calculated as per the stamp rate for the calendar year 2023 of estate Nursingarh, Tehsil South, District Srinagar as approved by the Committee constituted under the J&K Preparation and revision of market value guideline rules 2011.
- 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 there under, shall not be construed as permission for conversion or change of land use which may otherwise be prohibited by any Act / Rules there under for the time being in force.
- d) That after completion of all registration formalities, the District Magistrate Srinagar (Custodian of the Migrant Immovable Property) handover the possession 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.

2) AS THE MARKET VALUE OF IMMOVABLE PROPERTY IS FIXED ANNUALLY ON CALENDAR YEAR BASIS, THE VALIDITY OF THE PERMISSION SHALL CEASE TO EXIST AT THE END OF THE CURRENT CALENDAR YEAR I.E. 31ST OF DECEMBER, 2023.


DIVISIONAL COMMISSIONER,
KASHMIR

Dated: 28 - 08 - 2023

No: Div.Com/MLA/(2993)/2023

Copy to the: -

1. Financial Commissioner (R), J&K Govt. Jammu/Srinagar.
2. Relief Commissioner (Migrants), Jammu
3. Deputy Commissioner, Srinagar
4. Alienee namely Nazir Ahmad Bagaw S/o Mohammad Sultan Bagaw R/o H. No. 233, Jawahar Nagar, Srinagar.
5. Alienors namely (1) Pran Nath Mathu, (2) Bansi Lal Mathu S's/o Late Anand Joo Mathu, (3) Ms. Poonam Koul (Mathu), (4) Ms. Sarika Karin Mathu D's/o of Mohan Lal Mathu (Granddaughters of Anand Joo Mathu) and (5) Sudhir Mathu S/o Piaray Lal Mathu (Grandson of Anand Joo Mathu) R's/o 304-Jawahar Nagar, Srinagar A/P (1) 36-A, Krishna Nagar, Jammu, (2) 12-Saraswati Lane, Talab Tilloo, Bohri, Jammu, (3 & 4) 719, Sector-3, Muthi, Jammu and (5) 166/H, Durga Nagar, Talab Tilloo, Jammu
.....FOR INFORMATION AND NECESSARY ACTION.