



GOVERNMENT OF JAMMU AND KASHMIR  
DIRECTORATE OF RURAL DEVELOPMENT DEPARTMENT, JAMMU.  
GRAMIN VIKAS BHAWAN GOLE PULI TALAB TILLO JAMMU-180002

**Sub: OWP No. 238/2018, MP No. 01/2018 titled Residents of village Khellani through Bachitar Singh and others Vs State of J&K & Others.**

**ORDER No 299 -DRDJ of 2018**  
**DATED:- 30 -06 -2018**

Whereas, the petitioner has filed the above titled writ petition with the following prayer:-

“An appropriate writ, order or direction in the nature of writ of certiorari quashing Final Notice no. 11/1/2018 alongwith notification no. 1 DRDJ of 2017 dated 2/3/2017 issued by the respondent no. 2 to extent of creation of new panch constituency namely Khellani-E (ward no. 7) from the existing Panchayat Halqua Khellani-A (ward no. 1), being totally illegal, arbitrary and contrary to the J&K Panchayati Raj Act and Rules framed thereunder.

An appropriate writ, order or direction in the nature of writ of mandamus commanding the respondents particularly respondent no. 2 to create a new Panch constituency out of ward no. 4 of Panchayat halqua Khellani-D being the most highly populated ward strictly in accordance with the provisions of the J&K Panchayati Raj act and rules framed thereunder.

Any other relief, which this Hon'ble Court in the facts and circumstances of the case deems fit and proper.”

Whereas, the Hon'ble High Court has disposed of the writ petition on 09-02-2018 with the directions, the operative part of which is as under:-

“this writ petition is disposed of with the direction to the Director Rural Development Department- respondent No. 2 to decide the representation/objections made by the

petitioners, by a speaking order, without being influenced by the decision, if any, already taken, within a period of ten days from the date of receipt a certified copy of the order passed today. Needless to state that the respondent No. 2 shall afford an opportunity of hearing to the petitioners before passing any order.

With the aforesaid directions the writ petition is disposed of accordingly along with connected MP."

Whereas, the Block Development Officer, Khellani was directed to submit the detailed factual report of all the panch wards Panchayat Halqa Khellani. The Block Development Officer, Khellani had submitted the report to this office which is not clear and satisfactory.

Whereas, the Director Rural Development, Jammu constituted a three member committee comprising of the following officers/officials to look into the matter and to submit the detailed factual report of Panchayat Halqa Khellani:-

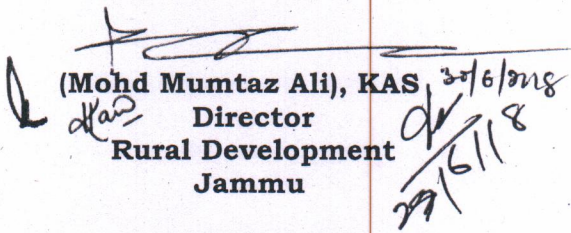
S.No.	Name of the officer	
1	Sh. Yasir Wani , Block Development Officer, Ghat	<b>Chairman</b>
2	Sh. Rai Arvinder Singh, Law Officer, Directorate of Rural Development, Jammu	<b>Member</b>
3	Sh. Bishan Dass, I/C Panchayat Section, office of the District Panchayat Officer, Doda	<b>Member</b>

Whereas, the committee visited the Panchayat Khellani whereby the allegations leveled by the petitioner, Sh. Bachiter Singh S/o Sh. Hari Saran in a writ petition bearing OWP No. 238/2018 were heard.

Whereas, the people of almost all the wards of Panchayat Khellani attended the meeting called by the committee at the office of Block Development Officer, Khellani.

Whereas, after hearing the grievance of the petitioner and other members of the Panchayat, it was pointed out by the committee that some voters of Ward No. 7 are wrongly reflected in Ward No. 4 and the name of area included of Ward No. 1 i.e. Durga Nagar is wrongly reflected in Ward No. 7.

Therefore, keeping in view the representation made by the petitioners and the enquiry report submitted by the Committee constituted for the purpose, the voters can be allowed to shift to their original ward of Panchayat Halqa Khellani (i.e. 1-70 no. of voters from Ward No. 4 to Ward No. 7 as they are actually residents of Ward No. 7) and to substitute the name of Durga Nagar shown in the included area of Ward No. 7 Khellani-E to the Ward No. 1 by removing Khellani Partially to Ward No. 7 of Panchayat Halqa Khellani after making necessary corrections.

  
(Mohd Mumtaz Ali), KAS  
Director  
Rural Development  
Jammu

No:- DRDJ/Court/36/2018/12522-32

Dated: 30-06-2018

Copy to the:-

1. Chief Electoral Officer, J&K, Srinagar for favour of information.
2. Secretary to Government, Department of Rural Development and Panchayati Raj J&K Government, Civil Sectt, Srinagar for favour of information.
3. Senior Law Officer, Department of Rural Dev and Panchayati Raj Civil Sectt Srinagar for information.
4. District Panchayat Officer, Doda for information and with the direction to effect necessary changes.
5. Block Development Officer, Khellani for information and necessary action.
6. Block Development Officer, Ghat for information.
7. Sh. Rai Arvinder Singh, Law Officer, Directorate of Rural Development, Jammu for information.
8. Sh. Bishan Dass, I/C Panchayat Section, office of the District Panchayat Officer, Doda for information.
9. Panchayat Section of this Directorate for information.
10. Sh. Bachiter Singh President Gram Sabha S/o Hari Saran R/o Village Khellani District Doda for information.
11. Office Order file.