



Government of Jammu & Kashmir
Civil Secretariat: Revenue Department

Subject:- Guidelines with regard to issuance of Permanent Resident Certificates in favour of females.

GOVERNMENT ORDER No. 49- Rev of 2017
D a t e d: 22.02. 2017

Whereas, vide Government Order No. 67-Rev(PRC) of 2016 dated **01.06.2016**, a committee under the Chairmanship of Commissioner/Secretary to Government, Revenue Department was constituted to consider the issues detailed herein below:-

- I. The effect of endorsement "Valid till marriage" on the PRC which have been issued prior to pronouncement of Susheela Sawhney judgement as the Judgement is prospective in nature.*
- II. The Status of children born out of a couple where husband is a Non State Subject and family was holding permanent resident certificate before her marriage.*
- III. The right of female married to a non-permanent resident with respect to disposal of property inherited by her through parents.*
- IV. Further issues regarding divorcee, Khanadamad and widow on which the law is not very clear.*

Whereas, the Hon'ble Governor vide his D.O. No. GS-967(G) APL-HCM/161 dated **19.05.2016**, addressed to Hon'ble Chief Minister forwarded a representation received from Ms. Suman Gupta, whereunder, she has sought the status of the Women belonging to Jammu and Kashmir State who married to a Non-State Subjects but were compelled to return to their parental homes due to death of their husband or divorce or other reasons; and

Whereas, the Committee constituted vide Government Order No.67-Rev(PRC) of 2016 dated **01.06.2016**, unanimously recommended that keeping in view the sensitivity involved in the matter a New Committee under the Chairmanship of Ld. Advocate General may be framed in which besides Commissioner/Secretary to Government, Department of Law, Justice & Parliamentary Affairs, some retired High Court Judge and legal luminaries particularly of the field of Revenue shall be included as the members; and

Whereas, the issue was considered and it has been felt necessary and expedient to constitute a New Committee which may consider the issues detailed herein above as well as may formulate any other issue in order to remove the difficulties faced by the Competent Authorities/Subordinate Revenue Officers while implementing the law on the subject matter.

Now, therefore, sanction is hereby accorded to the reconstitution of the Committee as under:

1. Ld. Advocate General

Chairman

2. Commissioner/Secretary to
Government, Revenue
Department

Member

3. Secretary to Government, Department of Law, Justice & Parliamentary Affairs	Member
4. Special Secretary to Government, Revenue Department	Member/Secretary
5. Shri M.H. Sidiqi, Advocate (<i>Expert in Revenue matters</i>) Jammu	Member
6. Mr. N.H. Shah, Advocate, Srinagar	Member

The Committee may co-opt any other person or officer as its member.

The Committee shall submit its report to the Government within a period of two (2) months.

By order of the Government of Jammu and Kashmir.

Sd/-
(Mohammad Ashraf Mir)

Commissioner/Secretary to Government
Revenue Department
Dated : 22.02.2017

No. Rev/PRC/47/2010
Copy to the:-

1. Ld. Advocate General, J&K, High Court, Srinagar.
2. Financial Commissioner, Revenue, J&K, Jammu.
3. Divisional Commissioner, Jammu/Kashmir.
4. Commissioner/Secretary to Government, Department of Law, Justice & Parliamentary Affairs.
5. Shri M.H. Sidiqi, Advocate, J&K, High Court, Srinagar.

6. Shri N.H. Shah, Advocate, J&K, High Court, Srinagar.
7. Special Assistant to Hon'ble Minister for Revenue, Relief & Rehabilitation.
8. Pvt. Secretary to Commissioner/Secretary to Government, Revenue Department.
9. Pvt. Secretary to Special Secretary to Government, Revenue Department.
10. Government Order file/concerned file.



Farooq Ahmad Shah (KAS)
Special Secretary to Government
Revenue Department