



GOVERNMENT OF JAMMU & KASHMIR
Revenue Department
Civil Secretariat, J&K, Jammu/Srinagar

Subject: Conferment of the Proprietary Rights to the West Pakistan Displaced Persons in respect of State Land.

Reference: (i) Administrative Council Decision No 97/06/2024 Dated 25.07.2024.

(ii) U.O. No. Law-Opn2/64/2024-10 from Department of Law Justice and PA.

Government Order No. 101 -JK (Rev) of 2024
Dated. 02.08.2024

Sanction is hereby accorded to the conferment of the proprietary rights on State land in terms of Government Order No. 254 of 1965 dated 07.07.1965 to the West Pakistan Displaced Persons (WPDPs), who have been in continuous personal recorded cultivation of such State Land in their possession upto the scale prescribed in Cabinet Order No. 578-C of 1954 dated 07.05.1954 subject to the conditions prescribed in Government Order No 254 of 1965 dated 07.07.1965.

The eligibility of the displaced persons for being classified as WPDP shall be as under:

1. They should possess an original copy of revenue record depicting their continuously recorded personal cultivation of State Land; or
2. They should possess an attested copy of receipt of Financial Assistant received under Govt. Order No 57- DMRRR of 2018 dated 11-10-2018.

In case, the original WPDP in whose favour proprietary rights are to be granted has expired, the same shall be transferred as per Hindu Succession Act, 1956 read with Hindu Succession (Amendment) Act, 2005/Muslim Personal Law/other inheritance laws as applicable to all his legal heirs.

The broad guidelines for conferment of proprietary rights to the WPDPs shall be as below.

1. An application shall be made by the eligible persons classified as West Pakistan Displaced persons, before the Tehsildar concerned supported with the following documents :-
 - i. Attested copy of revenue records depicting continuous recorded personal cultivation of State Land (since Khasra Girdawari of Kharif 1971).
 - ii. The document showing that the land allotted to the Displaced Persons has been under their or their legal heirs' personal cultivation from the date of allotment to this date and that the entries to that effect have been recorded in the relevant revenue record;
 - iii. Affidavit from the eligible Displaced Persons (allottees) to the effect that the application has been made by the original Displaced Person/ all his legal heirs as per the applicable inheritance laws and no legal heir has been omitted and that the said persons have not encroached any State land or Kachariae land/Govt land.
 - iv. In case, the original Displaced Person in whose favour the proprietary rights are to be granted has expired, the same shall be transferred as per the Hindu Succession Act, 1956 read with the Hindu Succession (Amendment) Act, 2005/Muslim Personal Law/Other inheritance laws as applicable to all the legal heirs of the deceased Displaced Person;
2. The definition/composition of family of the eligible persons, shall be the same as set out in Explanation to Para 2 in Cabinet Order No. 578-C of 1954;
3. Land ceilings prescribed in the Cabinet Order No. 578-C of 1954 shall apply in all cases to be taken up for consideration under this policy. However, there shall be no fresh allotment under any circumstances;

4. WPDP/legal heir has not sublet the land or created third party interest therein or converted the land for any other use other than the agriculture except for residential purposes / agriculture allied activities as permitted under J&K Land Revenue Act, 1996 SVT;
5. The proprietary rights on the land situated within the limits of Municipal Corporation / Committees shall not be conferred under any circumstances;
6. The allottees/his legal heirs shall not be entitled to the ownership over the State land allotted, in case, such allotment has been obtained by them through fake/ forged documents or by suppressing the material facts;
7. The Tehsildar shall receive each case, complete in all respects, from the applicant, duly diarize it and thereafter forward the case after proper enquiry and scrutiny and with clear recommendations to the AC(R)/SDM.
8. The Assistant Commissioner (Revenue) of the District concerned/SDM concerned, as the case may be, after the necessary examination,, and with the prior approval of the Deputy Commissioner, shall order the concerned Tehsildar to effect the mutation in favour of the applicant (West Pakistan Displaced Persons) as per Standing Order 23-A.
9. The Deputy Commissioner concerned shall submit the monthly progress report of these mutations to the Divisional Commissioner/Financial Commissioner, Revenue and shall ensure that Tehsildars/SDM/ACR hold weekly camps in the villages/areas where West Pakistan Displaced Persons are in possession of the land as per revenue records. The DC concerned shall further ensure that no eligible class of persons is left out of the instant policy framework;
10. The Financial Commissioner, Revenue, J&K shall issue further clarification/guidelines, if required for smooth and timely implementation of this Policy.

By order of the Government of Jammu and Kashmir.

**Sd/-
(Kr. Rajeev Ranjan)IAS
Secretary to the Government**

Dated: 02.08.2024

No. REV-EP/3/2024 (7408394)

Copy to the:

1. Financial Commissioner (Revenue), J&K.
2. Principal Secretary to the Hon'ble Lieutenant Governor.
3. Joint Secretary (J&K), Ministry of Home Affairs, Government of India, New Delhi.
4. Commissioner/ Secretary to Govt. General Administration Department.
5. Divisional Commissioner, Kashmir.
6. Commissioner Secretary to the Government, Information Technology Department.
7. Divisional Commissioner, Jammu.
8. Commissioner Survey and Land Records J&K.
9. Deputy Commissioners (All).
10. Custodian General, J&K.
11. Director, Archives Archaeology and Museum, J&K.
12. Director, Information, J&K.
13. Pvt. Secretary to Chief Secretary.
14. Pvt. Secretary to Hon'ble Advisor (B) for kind information of the Hon'ble Advisor.
15. State Informatics Officer, NIC, J&K.
16. Pvt. Secretary to Secretary to the Government, Revenue Department.
17. Government order file.
18. I/C Website.


(Surjeet Singh) 2/8/2024

Under Secretary to the Government