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CF 2003

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATTISGARH)

WRIT PETITION NO. 2997 OF 2003

Single Bench

PETITIONERS

: 1. Mul Sai, son of Sunder Sai, Rajwar, aged about 58 years.

: 2. Teju Ram, son of Rurha Rajwar, aged about 55 years.

Both are residents of Village-Dumardih, Tehsil-Ambikapur, District-Sarguja, (C.G.)

V E R S U S

RESPONDENTS

: 1. Board of Revenue, Chhattisgarh, Bilaspur, (C.G.)

: 2. Collector, Sarguja, Ambikapur, District Sarguja, (C.G.)

: 3. Sub Divisional Officer, (Revenue) Ambikapur, District-Sarguja, (C.G.)

: 4. Sant Ram, son of Akbar Sai, aged about 35 years.

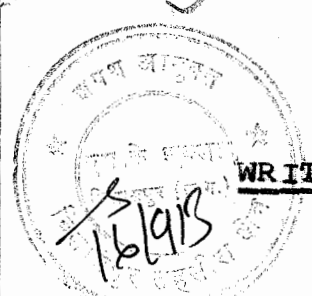
: 5. Mast Ram, son of Akbar Sai,

: 6. Jai Raim, son of Akbar Sai,

Respondent No. 4 to 6 are residents of Village-Dumardih, Post Udaipur, Tehsil-Ambikapur, District-Sarguja, (C.G.)

P.R. No. 2848/03
Presented by Shri V.R. Tiwari
dated 18.09.03

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WRIT PETITION UNDER ARTICLES 226/227 OF THE
CONSTITUTION OF INDIA.

आदेश पत्रक

मामला क्रमांक W.P. 2997/07 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p><u>29-9-2003</u></p> <p>Shri B.D. Guru, counsel for the petitioners.</p> <p>Heard.</p> <p>By this petition filed under Articles 226/227 of the Constitution of India, the petitioners have challenged the order dated 7-8-2003 passed by the Board of Revenue, Chhattisgarh in Revision No. 396/A-23/2002-2003 by which the interim application for stay has been rejected by the Board of Revenue.</p> <p>The petitioners' petition is that the petitioners moved a revision before the Board of Revenue against the order of Collector, Sarguja dated 14-7-2003 by which the Collector allowed the appeal of respondents 4, 5 and 6 and cancelled the transfer of land by sale in favour of the petitioners and directed the reversion of the land to respondents 4, 5 and 6.</p> <p>I have heard the learned counsel for the petitioners.</p> <p>The learned counsel for the petitioners submits that the land in question was purchased from the father of respondents 4 to 6 after obtaining the permission from the Collector on 13-3-67 and the sale has been cancelled after 36 years and the petitioners are in possession of the land in question. Counsel further submits that the stay application has been rejected which would cause irreparable loss to the petitioners.</p>	

[पीछे देखिये]

आदेश पत्रक

मामला क्रमांक सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित - 2 -	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p>Having heard the learned counsel for the parties and having regard to the facts and circumstances of the case, since the petitioners are in possession of the land since 36 years and the revision is pending before the Board of Revenue, Bilaspur, in the circumstances, ends of justice would meet if the direction is given to the Board of Revenue to dispose of the revision. Accordingly, the Board of Revenue, Bilaspur, is directed to dispose of the revision itself within a period of 3 months from today.</p> <p>In the meanwhile, the possession of the petitioners should not be disturbed.</p> <p>The writ petition is disposed of accordingly.</p> <p>Consequently, M.(W.)P. No. 2741/2003 and I.A. No. 8904/2003 also stand disposed of.</p> <p>Parties are entitled for certified copy of this order.</p>	
		<p>Sd/- L.C. Bhadoo Judge</p>

Barne/

[पीछे देखिये]

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