

IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH, JAIPUR

O R D E R

S.B. CIVIL WRIT PETITION NO. 1567/1997

BADRI PRASAD Vs. THE BOARD OF REVENUE & ORS.

Date: 31.08.2007.

HON'BLE MR. JUSTICE K.S. RATHORE

Mr. S.K. Gupta for the petitioner.

Mr. B.S. Chhaba, Addl. GA for the State.

The instant writ petition has been preferred by the petitioner for seeking writ of certiorari or by any other appropriate writ, order or direction to quash and set aside the order Annexure-6 passed by the Additional Collector, Dholpur as well as Annexure-7 passed by the Board of Revenue, Rajasthan, Ajmer.

I have carefully gone through the order Annexure-6 passed by the Additional Collector, Dholpur. An application was moved on behalf of the State under Section 82 of the Rajasthan Land Revenue Act, 1956 stating that the land in dispute bearing Khasra No. 1656 measuring 2 Bigha 9 Biswa, Khasra No. 1660 measuring 4 Bigha 14 Biswa, presently Khasra No. 2091 measuring 2 Bigha 1 Biswa and Khasra No. 2092 measuring 3 Bigha 18 Biswa situated at village Badi is recorded

in the name of Deity Mandir Shri Thakur Atal Bihari Ji and wrongly entered in the name of Saliki Baba Sukhdev Bairagi without any authority or jurisdiction.

The said application moved on behalf of the State has been allowed and the Additional Collector, Dholpur passed the order to correct the entries made in the revenue record in the name of Mandir Shri Thakur Atal Bihari Ji situated at Badi and while allowing the application filed by the State, reference was made to the Board of Revenue, Rajasthan, Ajmer.

On the reference, the Board of Revenue having considered each and every aspect, has observed that the mutation in the name of Saliki Baba Sukhdev Bairagi was cancelled and passed the order to make entries in the name of Deity Mandir Shri Thakur Atal Bihari Ji.

Having heard rival submissions of the respective parties and after going through the aforesaid impugned orders, I find no illegality in the orders Annexure-6 and 7 passed by the Additional Collector, Dholpur and the Board of Revenue respectively and the same require no interference by this Court.

Consequently, the writ petition fails and the same is hereby dismissed.

[3]

The stay application, being devoid of merit,
also stands rejected.

(K.S. RATHORE),J.

/KKC/