

**HIGH COURT OF JUDICATURE FOR RAJASTHAN BENCH AT
JAIPUR**

S.B. Civil Writ Petition No. 1010 / 2015

Kadu Ram @ Kadudas, Son of Mohan Das, by Caste Bairagi
Brahmin, Aged About 48 Years, Village Manchari, Tehsil Todabhim,
District Karauli (Raj.)

-----Petitioner

Versus

1. State of Rajasthan Through Collector, Karauli (Raj.)
2. Tehsildar, Tehsil Todabhim, Karauli (Raj.)
3. Jabre, Son of Bhondu
4. Rati Ram, Son of Jabre
5. Kesu, Son of Jabre
6. Ratan Lal, Son of Nathuwa
7. Ram Ratan, Son of Nathuwa
8. Govind Ram, Son of Rugji
9. Mohar Singh, Son of Ratan Lal
10. Ram Kishore, Son of Giladi
11. Jagram, Son of Dodi
12. Suresh, Son of Dodi
13. Dhappu, Son of Chhitar
14. Bani, Son of Dhappu
15. Raj Kumar, Son of Bhonri Lal
16. Dharam Singh, Son of Madan
17. Hansa, Son of Kajju
18. Balram, Son of Kajju
19. Surgyan, Son of Ram Kishore
20. Kesu, Son of Ram Sahai
21. Chandya, Son of Ram Sahai
22. Yadram, Son of Srilal

23. Giladi, Son of Prabhu

24. Kishori, Son of Mangal

25. Badri, Son of Gordhan, All by Caste Meena, Machadi, Tehsil
Todabhim, District Karauli (Raj.)

----Respondents

For Petitioner(s) : Mr.Anil Agrawal for Mr.VS Chouhan

For Respondent(s) : Mr.BL Choudhary

HON'BLE MR. JUSTICE M.N.BHANDARI

Judgment

30/11/2017

This writ petition has been filed to seek a direction on the respondents to remove the encroachment on the land belonging to the temple.

The land in dispute is not of the Government, on which, encroachment has been made but is of the temple. The petitioner earlier preferred a suit when encroachment was made. It was decreed. Without taking the same remedy, as was earlier taken, the present writ petition has been filed to seek a direction on the Collector to remove the encroachment. The direction of the nature cannot be given for a land belonging to a temple, rather, can be taken by maintaining a suit for possession or if somebody is making encroachment then to seek injunction.

Taking into consideration the aforesaid, this writ petition is dismissed, however, it is with liberty to take appropriate remedy, as is available.

(M.N.BHANDARI) J.

