



HIGH COURT OF CHHATTISGARH AT BILASPUR

SA No. 142 of 2020

Triveni Bai **Versus** Trilokchand & Anr

17/03/2026	Mr. Ratnesh Kumar Agrawal, learned counsel for the appellants. Mr. Ayush Verma, learned counsel for the respondent No.1. Mr. Anand Gupta, learned Dy.G.A. for the State/respondent. Heard. By the present appeal under Section 100 of the CPC, the appellants/defendants challenging the impugned judgment and decree dated 11/11/2019 passed by the learned Additional District Judge, Pendra Road, District Bilaspur, C.G. in Civil Appeal No.39A/2015 arising out of the judgment and decree dated 15/05/2015 passed by the learned Civil Judge Class-I, Pendra Road, C.G. in Civil Suit No.159A/2002.

The appeal is **admitted** on the following substantial question of law.

“1. Whether the learned First Appellate Court was justified in reversing the judgment of the learned trial Court without examining how the name of original plaintiff-Darbarilal (died) entered in the revenue record of the year 1931-32 as Mourisi Krishak though in the year 1927-28, the name of Buddhukol was recorded as Mourisi Krishak in the revenue record.

2. Whether the civil suit was maintainable in view of the provision of Section 152 (2) of the MPLRC, 1954 as the Bhumiswami right was accorded to the original plaintiff-Late Darbarilal in the year 1958 as the defendants are belong to member of aboriginal tribes.

3. Whether the Bhumiswami right was rightly accorded to Late Darbarilal on 22/01/1958, when he died in the year 1957.”

Issue notice to the respondents.

As Mr. Ayush Verma, learned counsel accept notice for the respondent No.1 and Mr. Anand Gupta, learned Dy.G.A. accept notice for the State/respondent,

Amardeep	therefore, process fee is dispensed with. Interim relief granted earlier on 08/02/2021 shall operative till final decision of the appeal. List the case for final hearing in the weekly list in its due course. SD/- (Bibhu Datta Guru) Judge
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