



HIGH COURT OF CHHATTISGARH AT BILASPUR

FA No. 227 of 2019

RADHESHYAM SAHU *versus* GHANSHYAM SAHU

Order Sheet

05.05.2025	Mr. Anoop Kumar Sharma, counsel for the appellant. Mr. Malay Shrivastava, counsel for respondent No. 1. Mr. Kishan Lal Sahu, Dy. Government Advocate for the State. Mr. Anoop Kumar Sharma has filed an affidavit on 02.05.2025 wherein in paragraphs 5 to 7 he has stated as under: <i>“5. That, I am swearing that I reached before the learned trial Court at about 11.30 a.m. out of court room, counsel of the plaintiff/defendant no. 1 meet with him and told that the learned trial judge is deducting the judgment since 11.00 a.m. and also told that I sit their for 5 minutes and came out of court, I cannot argue my case, thereafter, I entered in the court and found that</i>
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judgment was being deducted by the learned trial court.

6. That, I am swearing that I applies the court for interrupting and gave him copy of judgment of the Hon'ble Supreme Court reported in 2019 ASR (civil) 945 (parties being Ravindra Kaur Grewal and others Vs. Manjit Kaur and others) in which Hon'ble Supreme Court held that adverse possession in heritable and transmissible and also under section 27 of Limitation Act extinguishes one's right immovable property on lapse of limitation fixed for institution of the suit for possession and also said that in earlier suit filed by owner of the suit property in 1991 seeks possession from the defendants/appellant and declaration fo title, which was rejected, hence present suit was filed after limitation, hence title accrue in defendant/appellant. The learned trial Court should be copy of ruling at the table and I lift the court.

7. That, I am swearing that no argument was heard nor any other ruling allowed to submit. ”

Let the then Presiding Officer namely Smt. Yogita Vinay Vasnik who is presently posted at District Kawardha (C.G.) submit her explanation on or before the next date of hearing i.e. on **18th June, 2025**.

Registry is directed to forward a copy of this order along with affidavit to concerned Presiding Officer and if the Presiding Officer needs to verify the record, she is at liberty to peruse the same from Registry of this Court.

List this case on **18th June, 2025**.

Sd/-
(Narendra Kumar Vyas)
Judge

Bhumika