



HIGH COURT OF CHHATTISGARH AT BILASPUR

SA No. 362 of 2017

Jagdish Ram (Died) **versus** State of Chhattisgarh

16/03/2026	Mr. Rishikant Mahobia, learned counsel for the appellants. Mr. Lekhram Dhruw, learned Panel Lawyer for the State/respondent. Heard. By the present appeal under Section 100 of the CPC, the appellants/plaintiffs challenging the impugned judgment and decree dated 10/03/2017 passed by the learned Additional District Judge, Dhamtari, C.G. in Civil Appeal No.46A/2015 arising out of the judgment and decree dated 31/07/2015 passed by the learned Civil Judge Class-II, Nagri, District Dhamtari, C.G. in Civil Suit No.02A/2014. The appeal is admitted on the following substantial question of law.

“1. Whether the learned trial Court as well as First Appellate Court were justified in dismissing the suit, despite the fact that the plaintiff has proved that the land in question has been granted to him under the release of lease deed dated 31/12/2007.

2. Whether the finding of the trial Court as well as the First Appellate Court regarding the issue No.1 i.e. whether the original plaintiff-Jagdish Ram(died) was successor of Dulaurin Bai(maternal grandmother) is perverse ”

Issue notice to the respondents.

Mr. Lekhram Dhruw, learned Panel Lawyer, accepts notice on behalf of the State/respondent. In view of this, the issuance of notice to the respondents is hereby dispensed with.

Also head on I.A. No.1/2017, application under Order 39 Rule 1 CPC for grant of injunction.

Learned counsel for the appellants would submit that the appellants are still having the possession over the land in question since the death of Dulaurin Bai(maternal grandmother).

Amardeep	In view of submission made by learned counsel for the appellants that they are having possession over the land in question, it is directed that <i>status quo</i>, in respect of the suit property, as it exists today, shall be maintained, till the next date of hearing. List the case for final hearing in the weekly list in its due course. SD/- (Bibhu Datta Guru) Judge
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