

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

SA No. 390 of 2018

1. Navratan Singh S/o Mahesh Ram Gond, Aged About 47 Years R/o Village Devarmal, Tahsil Sakti, District Janjgir Champa Chhattisgarh.
2. Bhauthin Bai W/o Late Mahesh Ram Gond, Aged About 67 Years R/o Village Devarmal, Tahsil Sakti, District Janjgir Champa Chhattisgarh. (Plaintiffs),

---- Appellants**Versus**

1. Guharam S/o Bodhram Gond, Aged About 65 Years R/o Devarmal, Tahsil Sakti, District Janjgir Champa Chhattisgarh.
2. Sonau Ram S/o Hirau Gond, Aged About 60 Years R/o Village Devarmal, Tahsil Sakti, District Janjgir Champa Chhattisgarh.
3. State Of Chhattisgarh, Through The Collector, Janjgir, District Janjgir Champa Chhattisgarh. (Defendants)

---- Respondents

31.07.2018	Shri Rahul Mishra, counsel for the appellants. Shri V.B.Singh, P.L. for the State/respondent No.3. Heard on admission. This appeal is admitted on the following substantial question of law: “Whether finding of the Courts below disbelieving the registered deed of sale dated 16.04.1969 (Ex.P.3) in relation to the suit property bearing Kh.No.447/1 admeasuring 0.35 acres, said to have been executed by one Nankiram to predecessor-in-interest of the plaintiffs, namely, Mahesh Ram on irrelevant considerations, is perverse?” Issue notice to respondents No. 1 & 2 only on payment of P.F. as per rules. Also heard on I.A.No. 01/2018, an application filed under Order 39 Rule 1 & 2 of the C.P.C. Issue notice of this application also to the said respondents, as above.

Post this matter immediately after the said respondents are served for consideration on I.A.No.01/2018.

In the meantime, parties are directed to maintain status quo with regard to property in question bearing Kh.No.447/1 admeasuring 0.35 acres till the next date of hearing. It is, however, made clear that this order shall take its effect from the date of its communication to the respondents.

Sd/-

(Sanjay Agrawal)
Judge