

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

WPC No. 3797 of 2024

- Sheikh Maaroo S/o Sheikh Majid, Aged About 40 Years R/o Daupara, Mungeli, Tahsil And District Mungeli (C.G.)

---- **Petitioner****Versus**

1. Ali Munnisha W/o Late Sheikh Aziz, Aged About 58 Years R/o Vikas Nagar Colony, 27 Kholi, Bilaspur, Tahsil And District Bilaspur (C.G.) Through- Power Of Attorney Saiyyad Wazid S/o Hamid Khan, Aged About 37 Years, R/o Kabir Ward, Mungeli, Tahsil And District Mungeli (C.G.)
2. Sheikh Ifitkhar S/o Late Sheikha Aziz, Aged About 39 Years R/o Vikas Nagar Colony, 27 Kholi, Bilaspur, Tahsil And District Bilaspur (C.G.) Through- Power Of Attorney Saiyyad Wazid S/o Hamid Khan, Aged About 37 Years, R/o Kabir Ward, Mungeli, Tahsil And District Mungeli (C.G.)
3. Gulnaz Bano D/o Late Sheikh Aziz, Aged About 38 Years R/o Vikas Nagar Colony, 27 Kholi, Bilaspur, Tahsil And District Bilaspur (C.G.) Through- Power Of Attorney Saiyyad Wazid S/o Hamid Khan, Aged About 37 Years, R/o Kabir Ward, Mungeli, Tahsil And District Mungeli (C.G.)
4. Nazul Officer, Mungeli, District Mungeli (C.G.)
5. State Of Chhattisgarh, Through Collector, Mungeli, District Mungeli (C.G.)

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30/07/2024	Mr. Ankur Diwan, counsel for the petitioner (through virtual mode) and Mr. Amit Memon, Advocate. Mr. Anmol Sharma, Panel Lawyer for the State. Heard. Mr. Anmol Sharma, Panel Lawyer accepts notice on behalf of State / respondents No. 4 & 5, hence, no process

	fee is required to be paid for issuance of notice to respondents No. 4 & 5. On payment of process fee, issue notice to respondents No. 1 to 3 as per rules. Notice be made returnable within three weeks. Also heard on I.A. No. 01 of 2024 which is an application for grant of interim relief. Learned counsel for petitioner submits that respondents No. 1 to 3 have filed an application before Nazul Officer, Mungeli, Distt. : Mungeli for vacating possession of a shop situated at Nazul Sheet No. 46-A, Plot No. 80/2 area 28 sq. Meter. He further submits that Nazual Officer is not having any jurisdiction to grant possession of any shop which is already possessed by some other person and therefore, proceedings initiated by Nazul Officer based on application submitted by respondents No. 1 to 3 is without any jurisdiction. Considering the submission made by learned counsel for petitioner as also documents annexed along with this writ petition including application submitted by respondents No. 1 to 3, purely as an interim measure, it is directed that
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	proceedings pending before Nazul Officer, Mungeli shall remain stayed till the next date of hearing. List this case in week commencing 23rd of September, 2024. Certified Copy today. Sd/- (Parth Prateem Sahu) Judge
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Shayna