



HIGH COURT OF CHHATTISGARH AT BILASPUR

FA No. 220 of 2025

AMITAP SHRIVASTAV **versus** SMT. LAXMI SHRIVASTAV
(RAMTEKE)

Order on Board

25/04/2026	Heard Mr. Rakesh Thakur, Advocate for the appellant, Mr. Paras Mani Shriwas, Advocate for respondent No.1 and Mr. Lekhram Dhruw, Panel Lawyer for the State. The appeal is <u>admitted</u> for hearing. Also heard on I.A. No.01/2025, an application filed under Order 39 Rule 1 & 2 of CPC for grant of interim relief/ stay. Learned counsel for the appellant submits that the possession of the property in question is with the defendant/respondent No.1 and the appellant apprehends that the defendant is likely to create third

party interest over the property in question. He, therefore, prays that the defendant be restrained from doing the same.

Per contra, learned counsel for respondent/defendant No.1, while opposing the submissions made by the counsel for the appellant, submits that it is an admitted position that respondent No.1 is in possession of the property in question. However, the apprehension expressed by the appellant that the defendant is attempting to sell the property or create any third party interest is wholly baseless and without any supporting material evidence or proof. Learned counsel also submits that the defendant has no intention to create any third party interest.

I have heard learned counsel for the parties and perused the record.

Having considered the entire facts and circumstances of the case, particularly considering the fact that the defendant is presently in possession of the property in question, it is directed that the respondent

No.1 shall not create any third party interest over the property in question, till the final disposal of the present appeal.

Accordingly, I.A. No.1 stands disposed of.

List this case for final hearing in the weekly list in due course.

Sd/-
(BIBHU DATTA GURU)
Judge