

IN THE HIGH COURT OF JHARKHAND AT RANCHI
W.P.(C) No. 157 of 2020

Bharat Engineering and Body Building C. Pvt. Limited, a company incorporated under the Indian Companies Act, 1956, having its registered office at Sanokh Mansion, First Floor, R- Road, Bistupur, P.O and P.S. Bistupur, Jamshedpur-1, District East Singhbhum, represented through authorized representative Krishna Bhalotia, son of Shri Gajanand Bhalotia, resident of 43, CH Area (North West), P.O Sonari, P.S. Sonari, District- East Singhbhum. Petitioner(s).

Versus

1. State of Jharkhand.
2. Sub-Divisional Magistrate-cum-House Rent Controller, Dhalbhum, Jamshedpur.
3. Jamshedpur Notified Area Committee, Bistupur Jamshedpur district East Singhbhum, represented through its Special officer both having their office at Bistupur, Jamshedpur East Singhbhum.
4. M/s Tatanagar Construction Private Limited, a company incorporated under Indian Companies Act, 1956, having its registered office at R- Road, Bistupur, P.O and P.S. Bistupur, represented through its Director Mrs. Nidhi Nagelia, wife of Mr. Vikash Nagelia, resident of Holding No. 31/C, Road No. 4, CH Area, Bistupur, Jamshedpur, East Singhbhum. . . . Respondent(s)

CORAM : SRI ANANDA SEN, J.

For the Petitioner(s): Mr. P.A. S Pati, Advocate

For the Respondent(s): Mr. Amit Sinha and Ratna Prabha, Advocates.

12/11.05.2026 Heard the parties.

2. In this writ petition, the petitioner has prayed for declaration that the proceeding in connection with HRC Case No. 68/2019 is unsustainable in the eyes of law and there was lack of jurisdictional fact to proceed in connection with the said case by the learned SDM-cum-House Rent Controller, Dhalbhum, Jamshedpur. It has further been prayed that after such declaration be pleased to quash the order dated 3.9.2019 (Annexure-3) as well as all subsequent proceedings thereto in the said HRC Case.

3. From the aforesaid prayer, it is clear that the petitioner is challenging the jurisdiction of the Sub-Divisional Officer. Admittedly the petitioner is a tenant.

4. Since the petitioner is challenging the jurisdiction, I direct the petitioner to raise the aforesaid issue before the SDO, Dhalbhum, Jamshedpur, if the Eviction Suit is still pending. If the said issue is raised and the Eviction Suit is pending, the SDO will pass an appropriate order on the issue of jurisdiction. If it is found that the Eviction Suit has already been disposed of, the aforesaid question will be left open for the decision of the appropriate authority.

5. Accordingly, this petition stands **disposed of**.