

IN THE HIGH COURT OF JHARKHAND AT RANCHI

W. P. (C) No. 5296 of 2012

Murlidhar Prasad	...	...	Petitioner
	Versus		
State of Jharkhand & Others	...	...	Respondents

CORAM: HON'BLE MRS. JUSTICE ANUBHA RAWAT CHOUDHARY

07/20.03.2023

1. Learned counsel for the parties are present.
2. A supplementary counter affidavit of the Deputy Commissioner, Koderma has been filed during the course of hearing, which is taken on record. The affidavit has been filed pursuant to the order dated 22.02.2023. The respondent No. 2 has also brought on record letter No. 1132 dated 26.08.2015 issued by the Revenue Registration and Land Reforms Department, Government of Jharkhand, Ranchi directing all registering authority including the concerned officer not to register the lands which comes under the nature of Keshre Hind / Gairmajurwa Aam / Gairmajurwa Khas / Forest land / Acquired lands and other government land etc.
3. At this, learned counsel for the petitioner has submitted that the petitioner has no grievance, so far as Letter No. 1132 dated 26.08.2015 issued by the State Government is concerned. The petitioner is only concern with the restrain in connection with his private property.
4. This Court is not satisfied with the averments made in the supplementary counter-affidavit. It is surprising that even after expiry of more than 11 years since issuance of Memo No. 2620 dated 29.09.2011 restraining transfer and registration of land, the necessary enquiry has not yet been completed.
5. In such circumstances, the learned counsel for the petitioner is directed to implead the Secretary, Revenue Registration & Land Reforms Department, Government of Jharkhand, Ranchi as respondent No. 4 in the cause title in red ink during the course of the day.

6. Learned counsel for the respondent-State is directed to seek instructions and file an affidavit of newly added respondent and to explain as to whether the restrain order dated 29.09.2011 can continue for an indefinite period and thereby depriving the right of the public from dealing with their private properties.
7. Post this case on 10.04.2023.
8. The counter-affidavit should be filed by 06.04.2023.

(Anubha Rawat Choudhary, J.)

Mukul