

IN THE HIGH COURT OF JHARKHAND AT RANCHI
S.A. No.632 of 2015

Banshi Mahto & Ors.

..... Appellants

Versus

The State of Jharkhand & Ors.

..... Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Appellants

: Mr. Sachinandan Das, Advocate

: Mr. Om Prakash Singh, Advocate

For the Respondents

: Mr. Krishna Shankar, S.C. (L&C)-II

: Mr. Nitish Krishna, Advocate

07/Dated 11th September, 2019

Admit.

This second appeal shall be heard on following substantial question of law:

Whether the documentary evidence of plaintiffs conclusively proves the settlement of land in favour of Gokul Mahto and his son Banshi Mahto in the year 1939/1940 by Hukumnama, followed by rent receipts of ex-landlord and thereafter fixation of rent by the State Government and rent paid to the State, beside the letter of release of 9.75 acres of land as not being part of notification of Forest Land under the notification and the acquittal of plaintiff in criminal case initiated at the instance of Forest Department and particularly looking into the Ext.1 series to Ext.14 and on these facts, the reversal of the judgment by appellate court was in accordance with law or not ?

Let notice be issued upon the respondent nos.3 to 5 by ordinary process as well as registered cover with A/D for which requisites etc. must be filed within two weeks, failing which, this appeal shall stand rejected without further reference to the Bench.

Let the lower court record be requisitioned.

(Sanjay Kumar Dwivedi, J.)

Madhav/-