

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

D.B. Spl. Appl. Writ No. 336 / 2017

Madan Kanwar W/o Om Singh, Aged About 31 Years, By Caste Rajput R/o Mansagar, Dawra, Post & Tehsil- Bavdi, District- Jodhpur.

----Appellant

Versus

1. State of Rajasthan Through Secretary Department of Panchayatraj, Government of Rajasthan, Jaipur.
2. Additional District Collector-II, Jodhpur.
3. Gram Panchayat, Bavdi, Through Its Sarpanch, Village Bavdi, Tehsil Bavdi, District Jodhpur.
4. Smt. Anand Kanwar W/o Bhagwan Singh, By Caste Rajput, R/o Village Bassi Ka Bas, Bavdi, District Jodhpur.

----Respondents

For Appellant(s) : Mr. Moti Singh

For Respondent(s) : --

HON'BLE MR. JUSTICE GOVIND MATHUR

HON'BLE MR. JUSTICE VINIT KUMAR MATHUR

Order

03/08/2017

The argument advanced by learned counsel for the appellant is that the learned Single Bench erred while stating in para-7 of the judgment impugned that the petitioner never disclosed that he was having old possession over the land in-question. As per learned counsel in para 2 & 3 of the affidavit sworn in by the petitioner while submitting application for allotment/ regularization of the land in-question he specifically mentioned about old possession on the land in-question.

Issue notice as to why this appeal be not admitted. Issue notice of stay application also. Notices be given 'dasti' to learned counsel for the appellant to effect service upon the respondents. The Rule issued is made returnable within a period of six weeks.

In the meanwhile and until further orders the appellant shall not be dis-possessed from the land in-question, if not, already dispossessed.

Connect with D.B. Civil Special Appeal (W) No.308/2017 and 491/2017.

(VINIT KUMAR MATHUR) J.

(GOVIND MATHUR) J.

Sanjay



सत्यमेव जयते