

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
JODHPUR**

S.B. Civil Second Appeal No. 74/2020

Municipal Board, Suratgarh

----Appellant

Versus

Rajendra Kumar

----Respondent

For Appellant(s) : Mr. Rajesh Parihar

For Respondent(s) :

HON'BLE DR. JUSTICE PUSHPENDRA SINGH BHATI

Order

14/02/2020

It is submitted by learned counsel for the appellant that the courts below have held that no opportunity of hearing was afforded to the allottees before cancelling the allotment letter. Whereas, Annexure Exhibit 24 dated 18.9.2014 placed on record shows that the notice was given on 18.9.2014 before cancelling the allotment in favour of allottee. This document has not been considered by the trial court and as such, findings of the courts below is erroneous and against the evidence on record. It was further submitted that the respondent was not eligible for allotment of plot of land in question under the Rajasthan Municipalities Urban Disposal of Land Rules, 1974 and this aspect was also not considered by the Court below.

Issue notice to the respondent to show cause as to why this Civil Second Appeal be not admitted and disposed of at the admission stage. Rule is made returnable by 27.2.2020.

Issue notice of the stay application also.

Call for the record.

List the matter on 27.2.2020 along with connected matters S.B. Civil Second Appeal Nos. 13/2020, 14/2020, 15/2020, 16/2020, 17/2020, 18/2020 and 12/2020.

In the meanwhile and till the next date operation and execution of the decree dated 16.1.2020 and 20.2.2019 shall remain stayed.

(DR.PUSHPENDRA SINGH BHATI),J

ns. 222-1/-

RAJASTHAN HIGH COURT



सत्यमेव जयते