

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

S.B. Civil Writ Petition No. 7288 / 2017

Jain Family Trust

-----Petitioner

Versus

State Of Rajasthan & Ors.

-----Respondent

For Petitioner(s) : Mr. C.S. Kotwani
Mr. Vikas Balia

For Respondent Nos. 2 and 3 : Mr. Sunil Purohit

HON'BLE MR. JUSTICE VIJAY BISHNOI

Judgment / Order

14/07/2017

Issue notice. Issue notice of stay application also.

Mr. Sunil Purohit puts in appearance on behalf of the respondent Nos. 2 and 3.

Let notices be issued to respondent Nos. 1 and 4 only, returnable within two weeks.

Heard on stay petition.

Learned counsel for the petitioner has submitted that ¼th of the bid amount was paid by the petitioner on the date of auction and remaining ¾th amount was to be paid by him within one month, however, the said amount was paid by him after some delay through a cheque and the same was accepted by Urban Improvement Trust, Jodhpur. It is also submitted that Urban Improvement Trust, Jodhpur has failed to encash the said cheque and the same was expired.

It is further submitted that thereafter the Urban Improvement Trust, Jodhpur or the Municipal Corporation, Jodhpur have never asked the petitioner to deposit the remaining amount.

It is contended that today also the petitioner is ready to deposit the remaining amount along with the interest and reasonable penalty, if, ultimately, the fault of the petitioner is found.

In view of the submissions made by the learned counsel for the petitioner parties are directed to maintain status quo regarding the property in question till next date.

(VIJAY BISHNOI)J.

Gaurav/12



सत्यमेव जयते