

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Second Appeal No. 313/2019

State Of Rajasthan

----Appellant

Versus

Smt. Teejadevi W/o Late Hanuman Sahai

----Respondent

For Appellant(s) : Mr. Basant Singh Chhaba, AAG with
Mr. Avinash Choudhary & Mr.
Shubhendu Pilia

For Respondent(s) :

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

Order

22/04/2024

Office has pointed out a delay of 41 days and to justify the reasons, an application no. 1247/2019 filed under Section 5 of the Limitation Act is filed supported with an affidavit.

For the reasons mentioned in the application, same is allowed and delay is condoned.

Misc. application stands disposed of.

Heard submissions of learned AAG appearing on behalf of appellant/State.

He submits that learned trial court has dismissed the civil suit filed by the plaintiffs respondents, but the first appellate court has allowed appeal and decreed the suit in favour of respondents plaintiffs. He further submits that 100 bighas of land was allotted to RAC for establishing police line and the claim of the plaintiff is on the basis of ownership of 150 square yard of plot in aforesaid

land on the basis of allotment made in 1974 though allotment was denied by Tehsildar.

Having considered submissions of learned AAG, the appeal is filed aggrieved from reversal finding, therefore, considering submissions, there are sufficient grounds on the basis of which the Court can consider the matter on substantial question of law as proposed in para no.4 of the memo of appeal.

Issue notice to respondents plaintiffs on proposed question of law for admission.

Additional set be issued through registered speed post.

Call for record.

List on 06.05.2024.

(ASHOK KUMAR JAIN),J