

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS
CIVIL APPEAL NO(s). 3375-3376 OF 2005

RAMGARH FARMS & IND. LTD.

Appellant (s)

VERSUS

STATE OF U.P. & ORS.

Respondent(s)

(With office report)

Date: 19/03/2013 These Appeals were called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE B.S. CHAUHAN

HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA

For Appellant(s) Mr. Rakesh Dwivedi, Sr. Adv.

Mr. C.L. Pandey, Sr. Adv.

Ms. Ananya Pandey, Adv.

Mr. Amit Pawan, Adv.

Mr. Vipul Sharda, Adv.

Mr. Aashish Tiwari, Adv.

Ms. Ruby Singh Ahuja, Adv.

For Respondent(s)

Mr. P.N. Misra, Sr. Adv.

Mr. Sanjay Visen, Adv.

Mr. Abhishek Chowdhry, Adv.

Mr. Adarsh Upadhaya, Adv.

Mr. Anil Kumar Jha, Adv.

UPON hearing counsel the Court made the following

O R D E R

An additional affidavit has been filed by the Sub-Divisional Magistrate Tehsil Nagina District Bijnor, UP making various allegations and particularly that of a role played by the present appellant Ramgarh Farms and Industries Limited and, therefore, if the averments are accepted, the entire proceedings initiated by the appellant would stand vitiated.

Considering the seriousness of the allegations and particularly, that the issue of fraud has been raised for the first time before this Court though certain reference of some proceedings have only been taken note of by the High Court and the High Court for the reason best known to it, did not consider it to adjudicate upon the same. Therefore, the learned District Collector, Bijnor, UP is asked to file his personal affidavit satisfying himself on the aforesaid issues and file the photocopies of Forms 18, 19, 20A, 23, 25 and 27 under the U.P. Zamindari Abolition and Land Reforms Act, 1950 within a

period of six weeks from today. Reply to the same may be filed within three weeks thereafter.

Needless to say that it would not prejudice the cause of either of the parties. Further, the lease deed in question was executed and registered before the Registrar, Calcutta on 25th January, 1951, therefore, we request the Registrar, Calcutta to send the original copy of the Lease Deed dated 25th January, 1951 in a sealed cover in respect of the land within the same time.

List the case after summer vacation.

	(DEEPAK MANSUKHANI)		(M.S. NEGI)	
	Court Master		Court Master	