

न्यायालय, अपर समाहर्ता, राँची ।

In The Court of Additional Collector, Ranchi.

अनुसूची-14 फार्म सं. 562
Schedule-14 Form No. 562

आदेश पत्रक ORDERSHEET

अभिलेख हस्तक 1941 नियम -129
Record Manual 1941 Rule-129

-----वाद सं.....बर्षधारा.....
SAR Appeal... Case No...115 R 15..... Year.....2008-09.....Section.....
अपीलकर्ता / प्र.प. / आवेदक प्रतिवादी / द्वि.प. / विपक्षी
Appellant/F.P./Petitioner Upendra Prasad Singh Respondent/S.P./O. P. Suraj Kchhap

आदेश क्रमांक / तिथि Order No./Date	आदेश एवं पदाधिकारी का हस्ताक्षर Order and Signature of Officer	आदेश पर की गयी कार्रवाई तिथि सहित Action taken on order with date								
1	2	3								
<u>1</u> 20.10.2008	<p>Appellant Upendra Kumar Singh s/o Late Jagdanand Prasad Singh R/o Tupudana P S Hatia District Ranchi has filed appeal against the order dated 22.10.2007 passed by Shri Deonish Kiro, Special Officer, Ranchi in SAR Case No. 630 of 2002-03 whereby the lower court restored the following land to the respondent.</p> <table><thead><tr><th><u>Village</u></th><th><u>Khata</u></th><th><u>Plot</u></th><th><u>Area</u></th></tr></thead><tbody><tr><td>Tupudana</td><td>16</td><td>602</td><td>10 Decimal</td></tr></tbody></table> <p>Counsel for the appellant submitted that this is a peculiar case in which the lower court has rescinded the order passed on 29.5.2004 in favour of the present appellant by its subsequent order on 22.10.2007.</p> <p>The claim of the respondent was dismissed on 3 decimals of land. The respondent did not file any appeal case against the said order dated 29.5.2004.</p>	<u>Village</u>	<u>Khata</u>	<u>Plot</u>	<u>Area</u>	Tupudana	16	602	10 Decimal	
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	<p>In the order dated 22.10.2007 there is no reference of the earlier order on 3 decimals and the lower court was pleased to pass restoration order on the entire 10 decimals of land.</p> <p>By revising its earlier order dated 29.5.2004, the SAR Court has exercised the jurisdiction of the Appellate Court. Such an order is not sustainable in the eyes of law. Hence the order dated 22.10.2007 is quashed. The lower court is directed to pass fresh order on remaining 7 decimal of land.</p> <p>Dated :- 20.10.2008</p> <p style="text-align: right;">Dictated & Corrected by Sd./- Additional Collector, Ranchi.</p>	

