

आदेश नुसूची 14 - फारम सं० 563
दिप्पणी
Action Form
with date

आदेश और पदाधिकारी का हस्ताक्षर	आदेश पर की गई कारवाई के बारे में दिप्पणी, तारीख के साथ।
2	3

-: 1 :-

IN THE COURT OF THE DEPUTY COMMISSIONER, RANCHI

J.B.C Appeal No.- 363A R 15/2014-15

5.04.2021

Kaushik Verma Son of Late Basant Verma
Proprietor of Mansi Collection
Situated at Buchar Gali, Mahabir Chowk
P.S. Kotwali, District Ranchi

..... Appellant

-Versus-

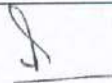
1- Chandra Bhushan Nayak Son of Late Radha Nath Nayak
2- Shayam Kumar Nayak Son of Prem Prakash Nayak
At Present Residing at Brindawan Nagar, Ravi Steel
P.S. Sukhdeonagar, District Ranchi

..... Respondents

ORDER

Present appeal has been preferred against the order dated 20.06.2014 passed by the Learned House Rent Controller – Cum – Sub-Divisional Officer, Sadar, Ranchi in JBC Case No.-53/2013, whereby the Learned House Rent Controller, upon the application U/s 19 and 21 of the Jharkhand Building (Lease, Rent and Eviction) Control Act, 2011 preferred by the present respondent, directed the present appellant to vacate the suit premises being shop measuring an area of 73 Kari (consisting of six rooms) of the building standing over the land appertaining to MS Plot No.-581, Holding No.-1091A under Ward No.-II (Old) situated within Ranchi Municipal Corporation, Ranchi

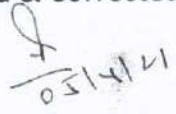
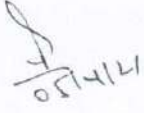
Heard both the parties. On perusal of the impugned order I find that the impugned order has been passed on 20.06.2014. The Jharkhand Building (Lease, Rent and Eviction) Control Act, 2011 came into force on 15.04.2015. The Sub-Divisional Officers were appointed as Rent Controller within the territory of their Sub-Divisional area U/s



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आदेश का क्रम संख्या और तारीख	आदेश और पदाधिकारी का हस्ताक्षर	आ कार टिप्प
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-: 2 :-

	<p>31 of the Act of 2011 vide Notification dated 22.05.2015 published in Gazette No.-374 dated 27.05.2015 issued by the Dept of Urban Development, Govt of Jharkhand. Prior to the aforesaid period, the Sub-Divisional Officer, Sadar, Ranchi had no jurisdiction to entertain an application for eviction of a tenant U/s 19 of the Act of 2011.</p> <p>For the reason aforementioned, I find that, the impugned order passed has been passed by the Sub-Divisional Officer, Sadar, Ranchi without jurisdiction. Hence the instant appeal is dropped. The party of the instant appeal has liberty to prefer a fresh application before the Rent Controller accompanied with an application U/s 14 of the Limitation Act, seeking exclusion of time in computing the period of limitation with respect of the proceeding bona fide instituted in court without jurisdiction.</p> <p>Communicate this order to House Rent Controller - Cum - Sub-Divisional Officer, Sadar, Ranchi for information and necessary action.</p> <p>Dictated & Corrected  Deputy Commissioner Ranchi</p> <p> Deputy Commissioner Ranchi</p>	<p>आदेश पत्रक त जिला-..... केस का प्र आदेश की क्रम संख और ता</p>
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