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IN THE COURT OF DUPUTY COMMISSIONER, RAMGARH

Mutation Revision No.- 47/2013

Vijay Singh Vrs.... .. Ram Parosh Mahto & Others

ORDER

The revision petition has been filed against the order dated 18-07-2013 passed by the Trial Court of The D.C.L.R. Ramgarh in Mutation Appeal Case no.- 08/2011-12 Vijay Singh Vrs. Ram Parosh Mahto & others. The dispute is related to the following land :-

<u>Village</u>	<u>Thana</u>	<u>Thana No.</u>	<u>Khata No.</u>	<u>Plot No.</u>	<u>Area (Acre)</u>
Murramkala	Ramgarh	91	04	67	0.20
				69	0.13 $\frac{1}{2}$
Total Area					0.33 $\frac{1}{2}$

There after notice was issued to both parties and Lower Court Record was called for.

The petitioner has stated that he is the registered power of attorney holder of the land in question from Dilip Singh S/o Late Bhaskarchand Singh and Binapani Devi W/o Late Bhaskarchand Singh and is in peaceful possession of the land. The rent receipt is being issued in favour of Bhaskarchand Singh mentioned in Revenue record of Ramgarh Anchal page no.- 84, Volume no.- 02 of the Register- II.

In the Survey Khatiyan the land in question is recorded as Bakast Land. The land under dispute along with other land were settled by the tenure holder in favour of Bhaskar Chand Singh and after death of Bhaskar chand Singh his wife Binapani Devi and son Dilip Singh came in peaceful possession of the land.

28/04/2015

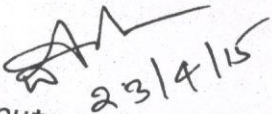
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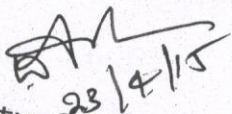
So the petitioner has prayed that revision may be allowed and order passed by the lower court may be set-aside.

The Opposite Party has stated that the revision is not maintainable. It is further stated in the reply that above land in question was purchased by Ram Parosh Mahto from Jamabandi Raiyat Bhaskar Singh S/o Basant Kumar Singh through registered sale deed no.- 2071/79 dated 18-06-1979 and sale deed no.- 1692 dated 16-02-1974. Thereafter Jamabandi was opened in the name of the Opposite Party and Jamabandi is still running.

Heard both parties and perused the records of the case. As per order of the lower court 1) Arvind Kumar Mahto, 2) Ranjit Kumar Mahto and Indar Kumar have been substituted in place of Ram Parosh Mahto deceased and they have appeared and contested the revision. In my opinion this case is of Civil Nature. Therefore the petitioner is directed to move the Civil Court of the Competent jurisdiction to decide the matter forever. Accordingly this revision is disposed off. In the mean time till final decision of the Civil Court of Competent Jurisdiction, the Circle Officer, Ramgarh is directed to stay receipt of rent and issuance of rent receipt in favour of any parties. Case record to be submitted in record room.

Dictated and corrected


23/4/15
Deputy Commissioner
Ramgarh (Jharkhand).


23/4/15
Deputy Commissioner
Ramgarh (Jharkhand).

Seen
27/8/15
Seen
17/08/15

1256/50/45
12/8/15