‡gvKvg weÁ AwZwi³ †Rjv g¨vwR‡÷ªU Av`vjZ, Puv`cyi|

`iLv¯Í †gvt bs- 449/2017Bs

Puv`cyi m`i

‡gvt †iRvDj Bmjvg ----------cÖv\_x© |

ebvg

‡gvt nviæb MvRx Ms ----------cÖwZcÿ|

1-5bs cÖwZcÿMY c‡ÿ wjwLZ ebb©vt-

1. cÖv\_x©i AviwRi hveZxq weeiY m¤ú~b© wg\_¨v, ZÂKZvg~jK, m‡Z¨i wecixZ e‡U|
2. cÖv\_x© ¯^xq Kvh© I AvPib RwbZ evavq By the principle of estoppel waiver and acquiescence RwbZ †`v‡l AÎ †gvKvÏgv APj I Aiÿbxq e‡U|
3. cÖv\_x© AÎ †gvKÏgv Kivi †Kvb Kvib wK AwaKvi bvB ev wQj bv|
4. cÖv\_x© bvwjkx f~wgi gvwjKvbv I `LjxKvi bv \_vKvq AÎ †gvKÏgv AÎvKv‡i I cÖKv‡i Pwj‡Z wK iÿv cvB‡Z cv‡i bv|
5. cÖv\_x©i bvwjkx f~wg miRwg‡bi wecixZ e‡U|
6. ‡h‡nZz cÖv\_x©i wcZv RxweZ Ges m¤ú~©b my¯’¨ \_vKvq cÖv\_x© AÎ †gvKÏgv Kwi‡Z Zvnvi wcZv nB‡Z †Kvb cÖKvi ÿgZv cÎ cÖvß nq bvB| †m‡nZz cÖv\_x©i AÎ †nZzwenxb wg\_¨v †gvKÏgv mivmwi LvwiR †hvM¨ e‡U|
7. mv‡eK wÎcyiv cieZx©‡Z Kzwgjøv nv‡j Puv`cyi †Rjv AšÍ©MZ Puv`cyi m`i Dc‡Rjvaxb wKs 96bs AvivwR evwjqv †gŠRvi wm.Gm. 20bs, Gm.G. 19bs nvj we.Gm. 85bs LwZqvbf~³ mv‡eK 12 `vM nvj 41 `v‡M bvj †gvt .37 GKi, mv‡eK 11 `vM nvj 42 `vM bvj †gvt .53 GKi GKz‡b †gvt .90 GKi f~wg weMZ 28/12/2004Bs Zvwi‡L Puv`cyi Gm.Avi. Awd‡m †iwRw÷ªK…Z 6200bs QvcKejv `wjj g~‡j cÖv\_x©i wcZv Lwi` m~‡Î gvwjK nËqv wK; cÖv\_x© emZNi wbgv©‡b emevm Kiv wK; bvj f~wg‡Z wewfbœ dmjvw` I wfwU f~wg‡Z MvQ-MvQov †ivcb Kwiqv Zvnv iÿYv‡eÿb Kwiqv Avmv wK; cÖv\_x©i bvwjkx f~wg cÖwZcÿMY mn fvov‡U mš¿vmx Øviv †Rvic~e©K Rei `Lj Kivi cvqZviv Kiv wK; weMZ 12/05/17Bs †ivR ïµevi mKvj Abygvb 7.00 NwUKvi mgq c~e© cwiKwíZ fv‡e cÖwZcÿMb Zvnv‡`i `jxq mš¿vmx †jvKRb wbqv cÖv\_x©i wcZvi bvwjkx f~wg‡Z Rei `Lj Kivi cvqZviv Kiv wK; bvwjkx f~wg‡Z AÎ †gvKÏgvvi cÖwZcÿMb †eAvBbx fv‡e cÖ‡ek Kwiqv †e-`Lj Kwi‡e wK; me©‡kl weMZ 13/5/17Bs Zvwi‡L †ivR kwbevi weKvj 3 NwUKvi mgq AÎ †gvKÏgvi cÖwZcÿMb AcwiwPZ Av‡iv K‡ZK †jvKRb mn †e`Lj Kivi †Póv Kiv wK; bvwjkx f~wg‡Z cÖwZcÿMb Øviv †e-`Lj I Lyb Lvivwe mn gvivZ¥K kvwšÍ fs‡Mi AvksKv we`¨gvb \_vKv mn AÎ `iLv‡¯Íi D‡jøwLZ hr hveZxq weeib `„pZvi mwnZ GB cÖwZcÿMb A¯^xKvi K‡i I Kwi‡Z‡Q|
8. cÖK…Z K\_v wb¤œiƒc :-
9. AÎv`vjZ I Dc‡Rjv Puv`cyi Gi AšÍM©Z wKs 96bs AvivwR evwjqv †gŠRvi mv‡eK 20bs LwZqvbf~³ †gvt 8.17 GKi f~wgi evwl©K LvRbv gs 20 UvKv Rgvi Rwg‡Z GK wKËv ivqZx ¯^‡Z¡ wnm¨v \. (AvU) Avbv As‡k †bqvgZ Dj¨v †ecvix, wnm¨v /15 MÛv As‡k AvgRv` Avjx †ecvix, wnm¨v /15 MÛv As‡k ReŸi Avjx †ecvix, wnm¨v /15 MÛv As‡k Avjxg DÏxb †ecvix, wnm¨v /15 MÛv As‡k IqvR DÏxb †ecvix Ges eµx wnm¨vq /. As‡k G‡jgRvb wewe gvwjK `LjxKvi nq I \_v‡K| ewb©Z fv‡e gvwjK `LjKvi nBqv I \_vwKqv A‡b¨i wbivs‡k, wbivcwË‡Z, wbwe©ev‡`, wbR ¯^Z¡ I `Lj cÖPv‡i A‡b¨i ¯^Z¡ I `Lj A¯^xKv‡i †fvM `Lj Kwiqv Avwm‡Z \_v‡K I i‡n|
10. ewb©Z fv‡e †bqvgZ Dj¨v †ecvix Ms †`i D³ 20bs LwZqvb cÖ¯‘Z I cÖPvwiZ nIqvKvjxb mg‡q D³ †bqvgZ Dj¨v †ecvix‡K bvwjkx 12 `v‡Mi f~wg‡Z GKK `LjKvi wnmv‡e cvBqv D³ LwZqv‡bi `L‡ji Kjv‡g †bqvgZ Dj¨v †ecvixi bvg `LjKvi wnmv‡e wjwce× I cÖPvwiZ nq| Z`e¯’vq D³ †bqvgZ Dj¨v †ecvix bvwjkx 12 `v‡M mvKzj¨ †gvt .45 GKi f~wg‡Z gvwjK `LjKvi nq I \_v‡K| ewb©Zfv‡e ‡bqvgZ Dj¨v †ecvix gvwjK `LjKvi \_vKve¯’vq †QjvgZ Dj¨v †ecvix‡K Iqvwik cyÎ we`¨gv‡b ci‡jvK Mgb Kwi‡j D³ †QjvgZ Dj¨v †ecvix Zr Z¨vR¨ bvwjkx 12 `v‡M mvKzj¨ †gvt 12 GKi f~wgmn †e-bvwjkx Acivci `v‡Mi f~wg‡Z wcZ… Iqvwik m~‡Î gvwjK `LjKvi nq I \_v‡K|
11. ewb©Z fv‡e †QjvgZ Dj¨v †ecvix gvwjK `LjKvi \_vKve¯’vq bvwjkx †gvt 12 `v‡M †gvt .45 GKi f~wg mn †ebvwjkx 19 bs LwZqvbf~³ 09 `v‡M †gvt .12 GKi GKz‡b †gvt .57 GKi f~wg mn Acivci `v‡M †gvt .149750 GKi f~wg weµq Kivi cÖ¯Íve Kwi‡j R‰bK †gvjv‡qg Lvb Zvnv ivwL‡Z ¯^xKvi I m¤§Z nq Z`ve¯’vq D³ †gvjv‡qg Lvb ewb©Z f~wg †QjvgZ Dj¨v nB‡Z Lwi` Kwiqv gvwjK `LjxKvi nq I \_v‡K| D³ †gvjv‡qg Lvb Zvnvi Lwi`v 12 `v‡M †gvt .45 GKi Ges Avi.Gm. 19bs LwZqv‡b 9 `v‡M †gvt .12 GKi mn Av‡iv K‡ZK f~wg ZØxq cyÎ †nv‡mb Lvb Ms‡`i weMZ 19/06/1940Bs Zvwi‡L †iwRtK…Z 3791bs †nevbvgv `wjj g~‡j †nev Kwiqv `Lj Ac©Y Kwiqv w`‡j †nv‡mb Lvb Ms D³ f~wg‡Z gvwjK `LjxKvi nq I \_v‡K| cÖKvk \_vKv Avek¨K †h, D³ †nv‡mb Lvb Av‡cv‡l 12 `v‡M †gvt .45 GKi Ges Avi.Gm. 19bs LwZqv‡b 9 `v‡M †gvt .12 GKi f~wg mn Av‡iv K‡ZK f~wg cÖvß nBqv gvwjK `LjxKvi nq I \_v‡K| D³ †nv‡mb Lvb Zvnvi gvwjKx `Ljxq bvwjkx 12 `v‡M †gvt .45 GKi Ges †e-bvwjkx 9 `v‡M †gvt .12 GKi GKz‡b †gvt .57 GKi f~wg weµq Kivi cÖ¯Íve Kwi‡j GB 1bs cÖwZc‡ÿi evqv †gvt wgRvbyi ingvb Lvb I Zvnvi wcZv Ave`yj jwZd Lvb Zvnv ivwL‡Z ¯^xKvi I m¤§Z nb| Z`ve¯’vq weMZ 10/10/1958Bs Zvwi‡L †iwRw÷ªK…Z 8847bs QvdKejv `wjjg~‡j ewb©Z f~wg †gvt wgRvbyi ingvb Lvb I Zvnvi wcZv Ave`yj jwdZ Lv‡bi wbKU weµq Kwiqv `Lj Ac©Y Kwiqv w`‡j D³ wgRvbyi ingvb Lv I Zvnvi wcZv gvwjK `LjxKvi nq I \_v‡K| ewb©Zfv‡e gvwjK `LjxKvi \_vKve¯’vq weMZ Gm.G. Rixc PjvKvjxb mg‡q †gvt wgRvbyi ingvb Lvb Gi bv‡g Acivci kixKM‡Yi bv‡gi mwnZ Gm.G. 19bs LwZqv‡b †iKW©fz³ I cÖPvwiZ nq| D³ ‡gvt wgRvbyi ingvb Lvb bvwjkx 12 `v‡M †gvt .45 GKi f~wg A›`‡i wnm¨v \. (AvU) Avbv As‡k †gvt .2250 GKi f~wg‡Z gvwjK `LjKvi nq I \_v‡K| Bnv QvovI D³ †gvt wgRvbyi ingvb Lvb wcZvi Iqvwik m~‡Î Av‡cvl wPwýZ e›Ub g‡Z bvwjkx 12 `v‡M †gvt .0950 GKi f~wg cÖvß nq| Z`ve¯’vq D³ †gvt wgRvbyi ingvb Lvb Lwi`m~‡Î †gvt .2250 Ges wcZv nB‡Z Iqvwik cÖvß †gvt .0950 GKi GKz‡b †gvt .32 GKi f~wg cÖvß nBqv gvwjK `LjxKvi nq I \_v‡K| weMZ Rixc Avg‡j D³ †gvt wgRvbyi ingvb Luvb Gi bv‡g we.Gm. 85bs LwZqv‡b bvwjkx I †ebvwjkx f~wg m¤ú‡K© †iKW©fz³ I cÖPvwiZ nq| mv‡eK 12 `v‡Mi f~wg evsjv‡`k †m‡Uj‡g›U Rixcvg‡j we.Gm. 41 `vM m„R‡b †iKW©fz³ I cÖPvwiZ nq| ewbZ fv‡e †gvt wgRvbyi ingvb Lvb gvwjK `LjxKvi \_vwKqv mv‡eK 12 `v‡M nv‡j 41 `v‡M †gvt .32 GKi Ges †e-bvwjkx nvj 7 I 134 `v‡Mi f~wg mn me© †gvU †gvt .38 GKi f~wg m¤ú‡K© 387/2015-2016Bs bs bvgRvix I RgvLvwiR †gvKÏgvi Av‡`k g~‡j LvwiRx 144bs LwZqvb cÖvß nBqv Z`vbye‡j ixwZg‡Z LvRbvw` Av`vq Kwiqv †fvM `Lj Kwiqv Avwm‡Z \_v‡K I i‡n|
12. ewY©Zfv‡e †gvt wgRvbyi ingvb Lvb gvwjK `LjxKvi \_vKve¯’vq Zvnvi bvbvn Amyweavi Kvi‡Y D³ f~wg †`Lvïbv, kvmb, msiÿY, †fvM `Lj Kiv BZ¨vw` Kvh©¨ m¤úv`b Kwi‡Z Amyweav †`Lv †`Iqvq Zvnv‡K AwZ Avcb I wek¦¯Í 1bs cÖwZcÿ Zvnvi c‡ÿ D³ f~wg †`Lvïbv, kvmb, msiÿY cÖ‡qvR‡b, †ePv-‡Kbv, gvgjv-‡gvKÏgv `v‡qi Kiv mn me©gq ÿgZv cÖvß nBqv h\_vixwZ Kvh©¨ m¤ú~Y© Kwi‡Z 1bs cÖwZcÿ cÖKvk Kwi‡j †gvt wgRvbyi ingvb Lvb 1bs cÖwZc‡ÿi Dci m¤ú~Y© Av¯’v I wek¦vm ¯’vcb Kwiqv 1bs cÖwZc‡ÿi eive‡i weMZ 10/10/2011Bs Zvwi‡L Puv`cyi Gm.Avi. Awd‡m 8170bs hy‡³ bvwjkx 12 `v‡M †gvt .2250 GKi Ges †e-bvwjkx 9 `v‡M †gvt .0950 GKi GKz‡b †gvt .32 GKi f~wg m¤ú‡K© GK Avg‡gv³vi bvgv `wjj m¤úv`b I †iwRw÷ª Kvh© mgvav Kwiqv †`q| Zrmgq nB‡Z 1bs cÖwZcÿ Avg-‡gv³vi `wj‡j D‡jøwLZ f~wg‡Z mvgwqK dmjvw` Drcv`b Kwiqv †fvM `Lj Kwiqv Avwm‡Z \_v‡K I i‡n| 1bs cÖwZcÿ AwZkq bxwin kvwšÍ wcÖq, AvBb Kvby‡bi cÖwZ kÖ×vkxj †jvK e‡U| 1bs cÖwZcÿ bvwjkx I †e-bvwjkx f~wgi `Lj cÖvß nBqv Dnvi Dbœqb mvab Kwiqv GB cÖv\_x©cÿ I GjvKvi me© mvavi‡Yi Ávb †MvPi g‡Z Ges †`Lv g‡Z A‡b¨i wbivs‡k wbivcwË‡Z †fvM `Lj Kwiqv Avwm‡Z \_v‡K I i‡n| 1bs cÖwZcÿ †fvM `Lj I kvmb msiÿY KivKvjxb mg‡q cÖv\_x©cÿ Ab¨vq g‡Z Cl©vwbZ nBqv D³ f~wg †Rv‡o ReŸ‡i MÖvm Kivi Kz-gZj‡e wjß \_vwKqv bvwjkx f~wg nB‡Z GB cÖwZcÿ‡K †e`Lj Kivi Rb¨ cÖKv‡k¨ hÎZÎ Anin agKv agwK I fqfxwZ cÖ`k©b Kwi‡Z‡Q| cÖv\_x©cÿ AwZkq `yó, `y`©všÍ, cikÖxKvZi, ciab‡jvfx, `v½v nv½vgv wcÖq, RyjygevR I mš¿vmx cÖK…wZi †jvK e‡U| Zvnv‡`i `‡j Zvnvi cÖK…wZi eû jvwVqvj I mš¿vmx †jvK iwnqv‡Q| cÖv\_x© GjvKvi f~wg `my¨ wnmv‡e cwiwPZ e‡U| bvwjkx f~wg AvZ¥mvr Kivi e` D‡Ï‡k¨ bvbvn lohš¿ Kwiqv Avwm‡Z \_v‡K I i‡n| cÖv\_x©i `iLv¯Í ewY©Z D‡jøwLZ ZvwiL Ø‡q ev Ab¨ †Kvb Zvwi‡L GB cÖwZcÿMY †Kvb agKv agwK K‡i bvB ev agKv agwKi †Kvb KviY DcRvZ nq bvB| cÖKvk \_vKv Avek¨K †h, bvwjkx ZcwQj m¤úwË wbqv weÁ m`i wmwbqi mnKvix RR Av`vj‡Z †`t ¯^Z¡ 81/16Bs †gvKÏgv Pjgvb Av‡Q Ges D³ †gvKÏgvq AÎ †gvKÏgvi cÖv\_x©i wcZv‡K 1bs weev`x Kwiqv †gvKÏgv `v‡qi Kiv ¯^‡Z¡I AÎ †gvKÏgvi cÖv\_x© wbt¯^Z¡evb e¨w³ nIqv ¯^‡Z¡I AÎ bs †nZzwenxb wg\_¨v †gvKÏgv cwiPvjbv Kwiqv Avmvi †Kvb KviY ev ‡nZz bvB| cÖv\_x© bvwjkx f~wg m¤ú‡K© wbt¯^Z¡evb Z…Zxq e¨w³ e‡U weavq cÖv\_x©i ‡gvKÏgv ïbvbx A‡šÍ cÖgvbvg‡j GKQvo LvwiR nB‡e Ges GB cÖwZcÿMY AÎ †gvKÏgv nB‡Z Ae¨nwZ cvB‡e|

AZGe, webxZ cÖv\_©bv, weÁ Av`vjZ `qv cÖKv‡k AÎ `iLv¯Í ewY©Z Kvi‡Y AÎ †gvKÏgv mivmwi LwiR nB‡e Ges GB cÖwZcÿMY AÎ †gvKÏgv nB‡Z Ae¨vnwZ cvIqvi Av‡`k `v‡b mywePvi Kwi‡Z gwR© nq|

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