‡gvKvg weÁ dwi`MÄ wmwbqi mnKvix RR Av`vjZ, Puv`cyi|

**‡gvt bs- 117/2018Bs**

**‡`Iqvbx**

**Av‡bvqvi †nv‡mb Ms ..............ev`xcÿ|**

**-t ebvg t-**

**‡Rjv cÖkvmK, Puv`cyi Ms .............weev`xcÿ|**

**1-3bs weev`xc‡ÿ wjwLZ AvcwË:-**

1. **ev`xc‡ÿi Av‡e`b mg~‡j wg\_¨v, ev‡bvqvU, ZÂKZvg~jK I miRwg‡bi wecixZ e‡U|**
2. **bvwj‡ki †Kvb ˆea KviY wK †nZz bvB|**
3. **¯^xq Kvh¨© I AvPibRwbZ evavq AÎ bvwjk AvKv‡i I cÖKv‡i APj I AiÿYxq e‡U|**
4. **bvwjkx f~wg‡Z ev`x c‡ÿi †Kvbiƒc ¯^Ë¡ `Lj gvwjKZv †Kvb wKQzB we`¨gvb bv \_vKvq ev`xc‡ÿi `vwLjx A¯’vqx wb‡lavÁvi `iLv¯Í AÎv`vj‡Z APj I AiÿYxq e‡U|**
5. **bvwjkx f~wg m¤ú‡K© ev`xcÿ m¤ú~Y© ¯^Ë¡ `Ljnxb Z…Zxq e¨w³ e‡U|**
6. **eZ©gvb AvKv‡i I cÖKv‡i AÎ A¯’vqx wb‡lavÁvi `iLv¯Í APj I AiÿYxq e‡U|**
7. **ev`xc‡ÿi `vwLjx A¯’vqx wb‡lavÁvi `iLv‡¯Í D‡jøwLZ hr hveZxq weeiY mg~‡j wg\_¨v ev‡bvqvU, ZÂKZvg~jK I miRwg‡bi wecixZ Dw³ e‡U|**
8. **cÖK…Z K\_v GBt ‡Rjv Puv`cyi Dc‡Rjv dwi`M‡Äi AšÍM©Z wKs mv‡eK 263bs KvgZv †gŠRvi mv‡eK 831 `v‡M bvj 1& Avbv .57 GKi f~wg mn Acivci `v‡Mi f~wg c~e© cvwK¯Ívb cÖ‡`k c‡ÿ †WcywU Kwgkbvi Kzwgjøv g‡nv`‡qi bv‡g Gm.G. 1bs Lvm LwZqv‡b †iKW©fz³ I cÖPvwiZ nq| mv‡eK 831 `vM hvnv evsjv‡`k †m‡Uj‡g›U Rixcvg‡j nvj 915 `v‡M bvj .17 GKi nvj 916 `v‡M bvj .10 GKi nvj 918 `v‡M c\_ .12 GKi f~wg Acivci `v‡Mi f~wg evsjv‡`k miKvi c‡ÿ †Rjv cÖkvmK, Puv`cyi g‡nv`‡qi bv‡g 1bs Lvm LwZqv‡b †iKW©fz³ I cÖPvwiZ nq| Aewkó (57-39) = .18 GKi f~wg cvwb Dbœqb †evW© Puv`cyi Gi AwaMÖn‡Yi gva¨‡g nvj 1025 `vM Ab¨vb¨ `v‡Mi f~wgi mv‡\_ iƒcvšÍwiZ n‡q cvwb Dbœqb †evW© Puv`cyi Gi cvwb wb®‹vkb Kv‡R e¨eüZ nq I Av‡Q| bvwjkx .18 GKi f~wg Rb¯^v‡\_© cvwb Dbœqb †evW© Puv`cyi Gi AwaMÖnY Gi gva¨‡g cvwb wb®‹vkb Kv‡R e¨eüZ n‡jI AÎ gvgjvq cvwb Dbœqb †evW©‡K weev`x bv Kivq AÎ gvgjv mivmwi LvwiR‡hvM¨| bvwjkx 1bs Lvm LwZqvbfz³ mv‡eK 831 `vM n‡Z iƒcvšÍwiZ nvj 915 `v‡M bvj .17 GKi nvj 916 `v‡M .10 GKi nvj 918 `v‡M .12 GKi GKz‡b (.17 + .10 + .12) = .39 GKi f~wg‡Z gvbbxq cÖavbgš¿xi AMÖvwaKvi cÖKí ZrKvjxb KvgZv ¸”QMÖvg eZ©gv‡b Avevmb cÖKí wbg©v‡bi j‡ÿ¨ cÖ¯Íve †cÖiY Kiv nq| D³ cÖ¯Ív‡ei †cÖwÿ‡Z cÖ¯ÍvweZ KvgZv ¸”Q MÖvg GjvKvi hv‡`i gv\_v ¸Rvi VvB bvB G iKg wQbœg~j 13wU ev¯‘ wfUvnxb cwiev‡ii Rb¨ miKvwi A\_©vq‡b emev‡mi j‡ÿ¨ 13wU Ni wbg©v‡bi D‡Ï‡k¨ KvgZv ¸”QMÖvg wbg©v‡bi cÖwµqv P~ovšÍ Ae¯’vq Av‡Q| hv gvwU fov‡Ui KvR Pjgvb| GgZve¯’vq GjKvi wKQz ¯^v\_©‡š^lx Kz-P‡µi ev`xMY‡K w`qv AÎ bs gvgjv weÁ Av`vj‡Z `v‡qi Kwiqv cwiPvjbv Kwiqv Avwm‡Z‡Q| ‡h‡nZz bvwjkx f~wg‡Z gvbbxq cÖavbgš¿xi AMÖvwaKvi cÖKí hvi Rwg Rgv Ni evox ‡bB G iKg wQbœg~j 13wU cwiev‡ii Rb¨ KgZv Avevmb cÖKí wbg©v‡bi P~ovšÍ Ae¯’vq gvwU fiv‡Ui KvR Pwj‡Z‡Q| bvwjkx mv‡eK 831 `v‡M .57 GKi f~wg Gm.G. 1bs Lvm LwZqv‡b mwVKfv‡e †iKW©fz³ nBqv‡Q| gvbbxq cÖavbgš¿xi AMÖvwaKvi wfwË‡Z Pjgvb cÖKíwU evavMÖ¯’ Kivi Rb¨ GjvKvi ¯^v\_©‡š^lx gnv‡ji Kz-civg‡k© wg\_¨v Kvwnbx iPbv Kwiqv ev`xMY AÎ gvgjv `v‡qi K‡i‡Qb| ¯^xK…Z g‡Z bvwjkx f~wg Gm.G. 1bs Lvm LwZqvb Ges we.Gm. 1bs Lvm LwZqv‡b miKv‡ii bv‡g 1bs LwZqv‡b †iKW©fz³ n‡q‡Q| D³ bvwjkx f~wg‡Z gvbbxq cÖavbgš¿x g‡nv`‡qi AMÖvwaKvi cÖKí wQbœg~j 13wU cwiev‡ii Rb¨ emevm Kivi Dc‡hvMx 13wU Avav cvKv Ni wbg©v‡bi cwiKíbv M„wnZ nBqv‡Q| GgZve¯’vq ¯’vbxq Kz-Pµx fiv‡Ui KvR ¯’vbxq BDwc †Pqvig¨vb I ¯’vbxq BDwc m`m¨ Gi m‡n‡hvMxZvq Pjgvb Ae¯’vq Av‡Q| D³ cÖKí‡K evav MÖ¯’ Kivi Rb¨ I miKvwi f~wg AvZ¥mvr Kivi D‡Ï‡k¨ ¯^v\_©‡š^lx Kz-P‡µi civg‡k© weÁ Av`vj‡Z AÎ gvgjv `v‡qi Kwiqv cwiPvjbv Kwiqv Avwm‡Z‡Q| bvwjkx f~wg‡Z ev`xcÿ †Kvbiƒc ˆeafv‡e `Lj MÖnY K‡i bvB ev miKvi bvwjkx f~wg‡Z ev`xMY‡K †Kvbiƒc `Lj cÖ`vb K‡i bvB ev miKv‡ii weiæ‡× D³ f~wg‡Z †Kvbiƒc ˆea AwaKvi cÖwZwôZ nq bvB ev ev`xcÿ cÖv\_x©Z iƒc cÖwZKvi cvIqvi †Kvbiƒc AwaKvix b‡n| Gm.G. 1bs Lvm LwZqv‡b miKv‡ii bvg mwVK I ï×iƒ‡c †iKW©fz³ I cÖPvwiZ nq| we.Gm. Rwi‡cI miKv‡ii bv‡g mwVK I ï×iƒ‡c ‡iKW©fz³ I cÖPvwiZ nq| H mKj †iKW© m¤ú‡K© ev`xcÿ mg¨K AeMZ nq I Av‡Q| Zv ¯^‡Z¡I m~`xN© Kvj ci D³ †iK‡W©i weiæ‡× `v‡qiK…Z AÎ bs †gvKÏgv I `vwLjx A¯’vqx wb‡lavÁvi `iLv¯Í m¤ú~Y© APj I AiÿYxq e‡U| ev`xcÿ K‡e Kvnvi wbKU nB‡Z bvwjkx f~wg cÖvß nBqv Dnv‡Z †fvM `Lj Kwiqv Avwm‡Z‡Q Zb¥‡g© †Kvb weeiY ev`xc‡ÿi AvwR©‡Z D‡jøL bv \_vKvq AÎ bs †gvKÏgv Ges Zr m‡½ `vwLjxq A¯’vqx wb‡lavÁvi `iLv¯Í APj I AiÿYxq e‡U| g~j gvwjK Real Owner Gi weiæ‡× Adverse Title cÖwZôvi Rb¨ †h mKj Dcv`vb cÖ‡qvRb Zvnv AÎ bs †gvKÏgv I Zr m‡½ `vwLjx A¯’vqx wb‡lavÁvi `iLv¯Í APj I AiÿYxq e‡U| me©‡kl m‡iRwg‡b we.Gm. †iKW© PjvKv‡j ev`xM‡Yi mn‡hvMxZvq bvwjkx mv‡eK 831 `vM n‡Z iƒcvšÍwiZ nvj 915 `v‡M .17 GKi nvj 916 `v‡M .10 GKi nvj 918 `v‡M .12 GKi GKz‡b †gvU .39 GKi f~wg miKv‡ii bv‡g †iKW©fz³ n‡q‡Q| Aewkó (.57 - .39) = .18 GKi f~wg cvwb Dbœqb †evW© Puv`cyi Gi AwaMÖn‡Yi gva¨‡g nvj 1025 `v‡Mi Ab¨vb¨ f~wgi mv‡\_ GKwÎZ n‡q cvwb wb®‹vk‡bi Lvj wnmv‡e e¨eüZ n‡”Q| bvwjkx f~wg 1bs Lvm LwZqvbfz³ f~wg| ev`xcÿ miKvix m¤úwË MÖvm Kivi KzgZj‡e bvbvn wg\_¨v Kí Kvwnbx D‡jøL Kwiqv cÖK…Z Z\_¨ †Mvcb Kwiqv AÎ bs †nZzwenxb wg\_¨v A¯’vqx wb‡lavÁvi `iLv¯Í `vwLj Kwiqv ivwLqv‡Q| me©ve¯’vq ev`xc‡ÿi `vwLjx A¯’vqx wb‡laÁvi `iLv¯Í bv-gÄyi †hvM¨ e‡U|**
9. **bvwjkx f~wg m¤ú‡K© GB weev`x miKvi c‡ÿi Good Prima facie right title and interest iwnqv‡Q| Balance of convenience & inconvenience weev`x miKvi c‡ÿi AbyK~‡j Ges ev`x‡`i cÖwZK~‡j e‡U|**

**‡mg‡Z webxZ cÖv\_©bv, Dc‡iv³ Ae¯’v I KviYvax‡b ev`xc‡ÿi `vwLjx A¯’vqx wb‡lavÁvi `iLv¯Í bv-gÄyi nB‡e Ges GB weev`x miKvi cÿ ÿwZ I LiP cvB‡e| BwZ Zvs- 08/05/2018Bs**

**mZ¨cvV**

**AÎ AvcwËi wjwLZ hr hveZxq weeiY Avgvi Ávb I wek¦vm g‡Z mZ¨| Avwg Bnvi †Kvb wKQz †MvcY Kwi bvB ev Dnvi †Kvb Ask wg\_¨v b‡n| AÎ mZ¨Zv ¯^xKv‡i A`¨ AÎ mZ¨ cv‡V wbR bvg ¯^vÿi Kwijvg|**

**¯^vÿit**