‡gvKvg weÁ j¨vÛ mv‡f© UªvBeyb¨vj, Puv`cyi|

‡gvt bs- 893/2017Bs

j¨vÛ mv‡f©

nvRx Avãyj jwZd wgwR Ms ......ev`xcÿ|

**-t ebvg t-**

‡gqi, Puv`cyi †cŠimfv, Puv`cyi Ms......weev`xcÿ|

........bs weev`xc‡ÿ wjwLZ Reve:-

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 AÎ bvwjk 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 bvwjk APj I AiÿYxq e‡U|
7. cÖK…Z K\_v GBt ‡Rjv I Dc‡Rjv Puv`cy‡ii AšÍM©Z wKs 89bs weòz`x †gŠRvi wm.Gm. 75bs LwZqvb Gm.G. 58bs LwZqvbfz³ bvwjkx 921 `v‡M 1& Avbv 1.14 GKi f~wgi `wÿY As‡k 0.57 GKi f~wg‡Z †cŠi †Mvi¯’vb| D³ `v‡Mi DËi As‡k Aewkó 0.57 GKi f~wgi g‡a¨ Kzwgjøv-jvjgvB-Puv`cyi mo‡Ki Dbœqb Kv‡Ri Rb¨ Gj-G †Km bs 02/1942-43Bs g~‡j 0.17 GKi f~wg ¯’vqxfv‡e AwaMÖnY Kiv n‡q‡Q(hvnv 1951Bs m‡b 1jv b‡f¤^i Zvwi‡L The Dacca Gazette- G cÖKvwkZ n‡q‡Q| GKB mo‡Ki Dbœqb Kv‡R cybivq D³ 921bs `v‡M Gj-G, †Km bs- 05/1956-57Bs g~‡j Aewkó 0.40 GKi f~wg ¯’vqx fv‡e AwaMÖnY Kiv n‡q‡Q| bvwjkx 921bs `v‡M †gvU f~wg 1.14 GKi| Zb¥‡a¨ †cŠi †Mvi¯’v‡bi Rb¨ Gj.G. †Km bs- 05/1933-1934 g~‡j AwaMÖnYK…Z 0.57 GKi Ges Aewkó 0.57 GKi f~wgi g‡a¨ Gj-G †Km bs 02/1942-43Bs g~‡j 0.17 GKi Ges Gj-G †Km bs 05/1956-57 g~‡j 0.40 GKi GKz‡b 0.57 GKi f~wg AwaMÖnY Kivq D³ `v‡M giûg Kvjy wgwR ev Zvi Iqvwik M‡Yi gvwjKvbv wejyß nq Ges moK I Rbc\_ wefvM D‡jøwLZ 0.57 GKi f~wgi gvwjK `LjKvi nq I Av‡Q| Kzwgjøv-jvjgvB-Puv`cyi mo‡Ki Dbœqb Kv‡Ri Rb¨ bvwjkx 921bs `v‡M Gj-G †Km bs 02/1942-43 I Gj-G †Km bs 05/1956-57Bs AwaMÖnYK…Z (0.40 + 0.17) = 0.57 GKi f~wg wb‡q B‡Zvc~‡e© †gvmv¤§r gv‡jKv LvZzb Ms ev`x n‡q weÁ mveRR 1g Av`vjZ, Puv`cy‡i †`Iqvbx ¯^Z¡ †gvKÏgv bs 22/1995Bs `v‡qi K‡ib Ges Dnv‡Z moK I Rbc\_ wefvM‡K 36 I 38bs weev`x Kiv nq| hvnv weMZ 29/10/1998Bs Zvwi‡L †`vÕZidv m~‡Î LiP e¨ZxZ wWmwgm n‡q hvq| †`Iqvbx ¯^Z¡ †gvKÏgv bs- 22/1995Bs Gi iv‡qi weiæ‡× Rbve †gvt gwReyi ingvb (GB gvgjvi 5bs ev`xwbi ¯^vgx I 6-13bs ev`xM‡bi wcZv) Ms weÁ †Rjv RR Av`vjZ, Puv`cy‡i Title Apeal No. 04/1999 `v‡qi K‡ib hvnv‡Z moK I Rbc\_ wefvM‡K 37 I 38bs weev`x Kiv nq| weÁ Av`vjZ MZ 16/10/2006Bs Zvwi‡L D³ Apeal †gvKÏgvi ivq wb¤œiƒc cÖ`vb K‡ib:- the Apeal is disallowed without any order as to cost, The impugned judgement & degree of dismissal stands good| Dc‡ivwjøwLZ †gvKÏgv 2(`yB)wUi iv‡qi weiæ‡× R‰bK wd‡ivRv †eMg (GB gvgjvi 5bs ev`xwb) Ms ev`x n‡q gnvgvb¨ mycÖxg †Kv‡U©i nvB‡KvU© wefv‡M MZ 16/11/2006Bs Zvwi‡L Civil Revision No. 4354/2006 iæRy K‡i hvnv gvbbxq Av`vjZ KZ…©K weMZ 13/05/2009Bs Zvwi‡L LvwiR Kiv nq| ‡`Iqvbx †gvKÏgv bs 22/95, †`Iqvbx Avcxj †gvKÏgv bs 4/1999 Ges gnvgvb¨ mycÖxg‡KvU© Gi nvB‡KvU© wefv‡Mi Civil Revision No. 4354/2006 Gi iv‡qi weiæ‡× Rbve gwReyi ingvb(GB gvgjvi 5bs ev`xwbi ¯^vgx) Ms moK I Rbc\_ wefvM‡K 37 I 38bs weev`x K‡i gnvgvb¨ mycÖxg‡KvU© Gi Avcxj wefv‡M (CIVIL APPELLATE JURISDICTION) CIVIL PETITION FOR LEAVE TO APPEAL NO. 1503 of 2009 `v‡qi K‡ib| D³ †gvKÏgvwUI gnvgvb¨ mycÖxg †Kv‡U©i Avcxj wefvM KZ…©K LvwiR Kiv nq| gnvgvb¨ mycÖxg †Kv‡U©i Avcxj wefv‡M CIVIL PETITION FOR LEAVE TO APPEAL NO. 1503 of 2009 LvwiR nIqvi ci giûg Kvjy wgwRi Iqvwik `vex K‡i Rbvev ggZvR ‡eMg (GB gvgjvi 4bs ev`xwb), ¯^vgx- Avt QvËvi wgwR ev`x n‡q weÁ hyM¥ †Rjv RR 1g Av`vj‡Z 03/2011bs †`Iqvbx †gvKÏgv `v‡qi Ki‡j weÁ Av`vjZ KZ…©K D³ †gvKÏgvwUI LvwiR nq| bvwjkx 921 `v‡Mi f~wg Kzwgjøv-jvjgvB-Puv`cyi AvÂwjK gnvmo‡Ki 69Zg wK‡jvwgUvi Puv`cyi kn‡ii cÖvY †K›`ª cyivZb evm ÷¨vÛ msjMœ Aew¯’Z| D³ `v‡Mi `wÿY As‡k 0.57 GKi f~wg Puv`cyi †cŠimfv Ges DËivs‡k Aewkó 0.57 GKi f~wg Ges †ebvwjkx 922 `v‡M Gj.G †Km bs- 05/1956-1957 g~‡j AwaMÖnYK…Z 0.04 GKi f~wg mn †gvU 0.61 GKi f~wg‡Z gvwjK evsjv‡`k miKv‡ii c‡ÿ moK I Rbc\_ wefvM| D³ 0.61 GKi f~wg‡Z Puv`cyi moK wefv‡Mi Kg©Pvix‡`i evm¯’vb mn Ab¨vb¨ ¯’vcbv i‡q‡Q Ges D³ f~wg‡Z moK I Rbc\_ wefvM ˆea gvwjK wnmv‡e `LjKvi Av‡Q| ewY©Z †gvKÏgvi ev`x Z\_v giûg Kvjy wgwRi IqvwikMY I †gvKÏgvi 2-8bs ev`xM‡Yi D³ f~wg‡Z †Kvb cÖKvi gvwjKvbv ¯^Z¡ bvB| gvgjvi AvwR©‡Z ewY©Z bvwjkx 921 `v‡M AwaMÖnYK…Z 0.57 GKi Ges ‡ebvwjkx 922 `v‡M AwaMÖnYK…Z 0.04 GKi GKz‡b 0.61 GKi f~wgi gvwjK moK I Rbc\_ wefvM weavq D³ 0.61 GKi f~wg we.Gm. 08bs LwZqv‡bi AšÍfz©³ nIqv Z\_v D³ f~wg‡Z moK I Rbc\_ wefv‡Mi gvwjKvvb cÖwZwôZ nIqv Avek¨K| D³ f~wg miKv‡ii `Lj I wbqš¿b iwnqv‡Q| D³ f~wg‡Z ev`xc‡ÿi †Kvbiƒc ¯^Z¡ ¯^v\_© gvwjKZv †Kvb wKQz we`¨gvb bv \_vKvq ev`xc‡ÿi †gvKÏgv mivmwi LvwiR †hvM¨ e‡U|
8. eµx evPwbK wb‡ew`Z nB‡e|

‡mg‡Z webxZ cÖv\_©bv, Dc‡iv³ Ae¯’v I KviYvax‡b ev`xc‡ÿi AÎ bs †nZzwenxb wg\_¨v †gvKÏgv wWmwgm nB‡e Ges GB weev`x miKvi cÿ ÿwZ I LiP cvB‡e| BwZ Zvs-

mZ¨cvV

AÎ wjwLZ eY©bvi hveZxq weeiY Avgvi Ávb I wek¦vmg‡Z mZ¨| AÎ mZ¨Zvq wb‡¤œ wbR bvg ¯^vÿi Kwijvg|