

**IN THE BOARD REVENUE FOR RAJASTHAN, AJMER**

**Appeal Decree/TA/6859/2002/Tonk**

Madan Singh son of Amar Singh caste Rajput resident of Jaula Tehsil Piplu Distt Tonk.

....Appellant

Versus

1. Brijraj Singh son of Narain Singh
2. Sawant Singh son of Narain Singh
3. Pappu Singh alias Bhagwat Singh son of Narain Singh
- 4 Daulat Singh son of Narain Singh
5. Chand Kanwar daughter of Narain Singh
- 6 Raj Bai daughter of Narain Singh
7. Mohan Kanwar daughter of Narain Singh

All by caste Rajput residents of village Jaula Tehsil Piplu Distt. Tonk.

...Respondents

8. Jitendra Singh minor son of Madan Singh caste Rajput through guardian father Madan Singh resident of Jaula Teshil Piplu Distt Tonk.
9. Chandrabhan Singh minor son of Hanuman Singh through guardian father Hanuman Singh resident of Jaula Tehsil Piplu Distt Tonk.
10. Anshuman Singh minor son of Narpat Singh through guardian father Narpat Singh caste Rajput resident of Jaula Tehsil Piplu Distt Tonk.
11. State of Rajasthan

...Proforma respondents.

**D.B.**

**Shri Shikhar Agarwal, Member**

**Shri Surendra Kumar Purohit, Member**

**Present:-**

Shri G. S. Charan, counsel of the appellants.

Shri Vaibhav Pareek, brief -holder counsel for the respondents.

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Date: 06-02-2020

**J U D G M E N T**

This is an appeal against the order of Settlement Officer-cum-Revenue Appellate Authority, Tonk dated 11.11.2002 by which he has set aside the order dated 26.3.2002 of the trial court.

2. The learned advocate for the appellants has stated that the Settlement Officer-cum-Revenue Appellate Authority, Tonk has not passed issuewise judgment as required under Order 41 Rule 31 of the Civil Procedure Code and the status of the appellants is not of stranger purchaser. He has further argued that the order of Settlement Officer-cum-Revenue Appellate Authority under challenge needs to be set aside.

3. The learned advocate for the respondents on the other hand has argued that these contentions are not correct and stranger purchaser without division needs to be restrained as indicated in 1996 RRD 148.

3. We have heard the learned advocates of both the sides and perused the material before us carefully.

4. After careful consideration of the relevant material, we find that Settlement Officer-cum-Revenue Appellate Authority, Tonk has passed a just and proper order and there is no need to interfere with it. The appeal is accordingly dismissed.

Pronounced

(Surendra Kumar Purohit)  
Member

(Shikhar Agarwal)  
Member