

तारीख हुक्म	हुक्म या कार्यवाही मय इनिशियल्स जज Reference No. 1862/2005/LR/Jaipur State Vs. Usha	नम्बर व तारीख अहकाम जो इस हुक्म की तामील में जारी हुए
9.12.2019	<p style="text-align: center;"><u>Single Bench, Jaipur</u> Shikhar Agrawal, Member</p> <p><u>Present:</u> Shri Lokendra Singh Ranawat : Dy.Govt.Advoate for the State. Shri R.C. Pareek : counsel for the non-petitioners. - - -</p> <p>This is a reference received from Collectorate, Jaipur by which 12 bighas 18 biswas land of khasra no. 328 and 3 biswa of khasra no. 329 in Village Bindayka, Tehsil & District Jaipur is under question. Collector, Jaipur vide his order dated 14.2.2005 found it a fit case to proceed under section 82 of the Rajasthan Land Revenue Act, 1956.</p> <p>Learned Dy.Govt.Advocate for the Government has stated that the land was 'Khudkasht' of temple and the Pujaries got the land recorded in their name wrongly. The land got subsequently sold out through series of transactions to present non-petitioner viz. Usha Mehta. He has argued that because of wrong entry in the revenue record, all subsequent sales are ab initio void and therefore reference needs to be accepted.</p> <p>Learned advocate for the non-petitioner on the other hand has argued that we are bonafide purchaser, Government has made the reference beyond the limit prescribed and they have got the right on the land on the strength of section 15 of Rajasthan Tenancy Act, 1955.</p> <p>I have heard the learned advocates on both sides and perused the material available before me on record.</p> <p>After careful consideration of the material available before me, I find it a fit case to accept the reference, accordingly it is accepted and the disputed land bearing khasra no. 328 area 12 bighas 18 biswas and khasra no. 329 area 3 biswa situated in Village Bindayka, Tehsil & District Jaipur is ordered to be</p>	

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	<p>restored in the khatedari of "Muafi Mandir Shri Kesoram Ji" with deletion of the names of non-petitioners as khatedars from the revenue records. Respective mutation nos. 63, 187, 406, 407 and 408 made in favour of non-petitioners are cancelled. The reference is disposed of accordingly.</p> <p style="text-align: center;">Pronounced.</p> <p style="text-align: center;">(Shikhar Agrawal) Member</p>	