

jktLo vihy i kf/kdkjh] Hkjri g

i hBkl hu vf/kdkjh %& Jh tD, u0eFkfj; k/vkj0, 0, l 0%

vkj-l h, e, l 2005@00095

vihy l d; k 61@2009 1/223vkj-Vh-, DV-1/2

muoku

- 1- nqtZl fl g i e f xjkt tkfr ekyh fuokl h ekyhi gk l o j dyka rgl hy o ftyk Hkjri g

-----vi hykA/

Ckuke

- 1- jktLFkku l jdkj }kjk dyDVj Hkjri gA
- 2- rgl/hynkj Hkjri g ----- mRRkj oknh.k vl y
- 3- yk[kh i e ewyk tkfr ekyh fuokl h xte ekyhi gk l o j dyka rgl hy o ftyk Hkjri g -----mRrjoknh
rjrhchA

vi hy vUrxr /kkjk 223 vkjVh , DV
fo:) fu.kz o fMØh mi ftyk dyDVj
Hkjri g fnukd 30-6-09 varxr idj.k
216@06 'kh"kd nqtZl fl g cuke jkt-
l jdkjA

mi fLFkr %& odhy vihykA/ Jh egjkt fl g , M-
odhy jLi kMhV Jh johuz Okstnkj jkt dh; vf/koDrk

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fu.kz

fnukd 10-07-2018

यह अपील अपीलार्थी द्वारा इस आश; dh पेश dh xbl gS fd
vkjkt h [kl jk uEcj 1681@4-14] 1682@0-03] 1683@0-08 fdrk 3 j dck 5
ch?kk 5 fcLok ftl ds gky l fVyeSV ea uohu [kl jk ua 2046@0-08] 2047@0-
25]2048@0-26]2045@2305@0-06 fdrk 4 dy j dck 0-65 gD okds xte l o j
dyka rgl hy o ftyk Hkjri g ea fLFkr gA tl s vkxs fookfnr vkjkt h dgk
x; k gA fookfnr vkjkt h ckr- v/khuLFk U; k; ky; ds fu.kz l s 0; fFkr gkdj
यह अपील पेश dh xbl gA

vi hy ntZjftLVj dh tkdj i R; Fkhk.k dks ryo fd; k x; k , oa
v/khuLFk U; k; ky; dh i=koyh exkbZ xbA

mHk; i {k cgl l qh xbA

nkj kus cgl odhy vihykFkhZ us vihy us rF; ks dks nkj krs gq s
fuonu fd; k fd fookfnr vkjktH ij vihykFkhZ dks igys l s gh [kkrnkjH
vf/kdkj iklr FkA Hkw izrk foHkx us l kfod tekcnh ds foijhr fookfnr
vkjktH fl ok; pd ?kks"kr dj fn; k gA fookfnr vkjktH ikjEHk l s vkt rd
yxkrkj vihykFkhZ ds dCts ea jgh gA fQj Hkh vf/khLFk U; k; ky; us fookfnr
vkjktH ckr vihykFkhZ ds okn dks vLohdkj dj dkuuh =q/h dh gA vr%
vihy Lohdkj dh tkdj vihykFkhZ dks fookfnr vkjktH dk [kkrnkj ?kks"kr
fd; k tkoA

cpko ea odhy iR: FkhZ us fuonu fd; k fd v/khLFk U; k; ky;
us l Ei wZ rF; ka ij fopkj dj fu.kZ; ikjfnr fd; k gA vihykFkhZ feyku {ks=Qy
l s vi us ekeys dks fl) ugha dj ik; k gA vr% vihy [kkfj t dh tkoA

cgl ds ifji; ea i=koyh dk voykdu fd; k x; kA vihykFkhZ
us uk rks vihy ehks ea vkj uk gh cgl ea fdl h rF; dks Li"V fd; k gS
fd v/khLFk U; k; ky; ds fu.kZ; ea fdl izdkj =q/h gq h gA vihykFkhZ us
अपीलाधीन आदेश में आक्षेपित मिलान क्षेत्रफल बाबत भी कोई तथ्य पेश नहीं
किया है। ऐसी दशा में अधीनस्थ न्यायालय के सुविवेचित निर्णय में हस्तक्षेप
dk dkbZ vk/kkj izdV ugha gkus l s vihy vihykFkhZ [kkfj t fd; s tkus ; kX;
izdV gkrh gA

अतः आदेश है कि अपील (अपीलार्थी सि) ugha gkus ds dkj .k
[kkfj t dh tkrh gA , oa v/khLFk U; k; ky; dk fu.kZ; ; Fkkor j [kk tkrk
gA

सत्यमेव जयते

jktLo vihy ikf/kdkjh
Hkjrig

; g आदेश vkt fnukd 10-07-2018 dks ejs }kjk fy [kk; k tkdj [kys
U; k; ky; ea l qk; k x; k A

jktLo vihy ikf/kdkjh
Hkjrig

fMdhj o l hxs vihy

1/2/3/4/5/6/7/8/9/10/11/12/13/14/15/16/17/18/19/20/21/22/23/24/25/26/27/28/29/30/31/32/33/34/35/36/37/38/39/40/41/42/43/44/45/46/47/48/49/50/51/52/53/54/55/56/57/58/59/60/61/62/63/64/65/66/67/68/69/70/71/72/73/74/75/76/77/78/79/80/81/82/83/84/85/86/87/88/89/90/91/92/93/94/95/96/97/98/99/100

Procedure Code, Appendix D&1)

vt vnkyr jktLo vihy ikf/kdkjh] Hkjri g epke Hkjri g
व इजलास श्री जगदीश नारायण मथुरिया (आर०ए०एस०)

vkj-l h-, e-, l 2005@00095

vihy l d; k 61@2009 1/2/3/4/5/6/7/8/9/10/11/12/13/14/15/16/17/18/19/20/21/22/23/24/25/26/27/28/29/30/31/32/33/34/35/36/37/38/39/40/41/42/43/44/45/46/47/48/49/50/51/52/53/54/55/56/57/58/59/60/61/62/63/64/65/66/67/68/69/70/71/72/73/74/75/76/77/78/79/80/81/82/83/84/85/86/87/88/89/90/91/92/93/94/95/96/97/98/99/100

muoku

1- nqtLu fl g i e f x j k t t k r e y h f u o k l h e y h i g k l o j d y k a r g l h y o f t y k H k j r i g
-----vi hyk/

Ckuke

- 1- jktLFkku l jdkj jkjk dyDVj Hkjri gA
- 2- rgl hynkj Hkjri g ----- mRRkj oknhx.k vl y
- 3- yk[kh i e e y k t k r e y h f u o k l h x t e e y h i g k l o j d y k a r g l h y o f t y k H k j r i g
-----mRrjoknh rjrtchA

vi hy vlrxt

/kkjk 223 vkjVh , DV fo:) fu.kz o fMØh mi ftyk
dyDVj Hkjri g fnukd 30-6-09 vrxr idj.k
216@06 'kh"kd nqtLfl g cuke jkt- l jdkjA

; g vihy -----10-----ekg-----7-----l u-----2018-----o gekjs ---Jh egkjjt fl g Mkkkj , MO--- feutkfc
vi hyk.V o+Jh jfolnz OkStnkj jkt dh: , MO+ रैस्पोंडेंट समायत के लिये पेश होकर यह हुक्म है कि
vi hy vihykFkhz fl) ugha gkus ds dkj.k [kkt t dh tkrh gA , oa v/khuLFk U; k; ky; dk fu.kz
; Fkor j [kk tkrk gA

1/2/3/4/5/6/7/8/9/10/11/12/13/14/15/16/17/18/19/20/21/22/23/24/25/26/27/28/29/30/31/32/33/34/35/36/37/38/39/40/41/42/43/44/45/46/47/48/49/50/51/52/53/54/55/56/57/58/59/60/61/62/63/64/65/66/67/68/69/70/71/72/73/74/75/76/77/78/79/80/81/82/83/84/85/86/87/88/89/90/91/92/93/94/95/96/97/98/99/100

cl cr ejs nLr[kr o egj vnkyr ds vkt rkjh[k-----10
-----ekg-----07-----l u-----2018-----dk tkjh dh xbA

jktLo vihy ikf/kdkjh
Hkjri g

enbz	i k	i s s	enk; ykg	i k	i s k
LVKEi vtihkok			LVKEi odkyrukek		
LVKEi odkyrukek			LVKEi vtih		
LVKEi otg l cr			egurkuk odhy ij		
egurkuk odhy			[kpl xokgku		
Ohl dfe'uj			Ohl dfe'uj		
ckcr-btjk; gpeukek			ckcr-btjk; gpeukek		
erOfj d			erOfj d		
Ehtku			ehtku		

uk%& bl [kpl ds Okel ij dy [kpl gj nks Qjhdv dk] pks fMdhj ds tfj; s fnyk; k x; k gks; k ugh
ntZ djuk pfg; A

