

Court No. - 1

Case :- MATTERS UNDER ARTICLE 227 No. - 9285 of 2023

Petitioner :- Jagdish Prasad And 3 Others

Respondent :- Nagar Panchayat Parishad

Counsel for Petitioner :- Rishi Kesh Dixit, Ram Prakash Singh

Counsel for Respondent :- Sant Ram Sharma

Hon'ble Jayant Banerji, J.

1. Heard learned counsel for the petitioner.

2. This petition has been filed seeking the following relief:

"I) issue and directing the learned Civil Judge Senior Division Hamirpur to expedite the Case no. 198 of 2020 "Jagdish Prasad & others V/s Nagar Panchayat Parishad, Sumerpur, Hamirpur.

II) issue a order to restrain to opposite party to not to interfere in the possession of the petitioners."

3. The contention of the learned counsel for the petitioner is that the President of the Nagar Panchayat Parishad is a Bhoomafia and using his clout, he is interfering in the property in possession of the plaintiff-petitioners and as such, the aforesaid Original Suit No. 198 of 2020 was filed in the court of Civil Judge (Senior Division), Hamirpur seeking a relief for permanent injunction. It is contended that an application for temporary injunction has also been filed which is not being considered.

4. It is for the petitioners to get their land demarcated. It is open for the plaintiff-petitioners to move an application before the court concerned for expeditious consideration of their application for temporary injunction, and if such an application is filed, the same shall be considered by the trial court expeditiously.

5. With the aforesaid observation, this petition is **disposed of**.

Order Date :- 17.11.2023

A. V. Singh

(Jayant Banerji, J.)