



2026:CGHC:25759

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR**WP227 No. 672 of 2026**

Shabbir Hussain (In-Person) S/o Abdul Rehman Aged About 70 Years Saakin
Khaparganj Lala Lajpat Ray Nagar Madarsa Irfaniya Ke Baju Tahsil Avm Jila
Bilaspur (C.G.)

... **Petitioner(s)****versus**

1 - Abdul Hanif S/o Abdul Majid Aged About 75 Years Saakin Khaparganj
Madarasa Irfaniya Paas Peti Kaarkhana Tehsil Avm Jila Bilaspur (C.G.)

2 - Aslam Husain S/o Altaf Husain Aged About 70 Years Saakin Najirabad
Bus Stand Ke Paas Satna Tahsil Raghuraj Nagar Jila Satna (M.P.) Dwara
Aam Mukhtiyar Abdul Hanif S/o Abdul Majid Age 75 Years Saakin
Khaparganj Madarsa Irfaniya Paas Peti Kaarkhana Tehsil Avm Jila Bilaspur
(C.G.)

... **Respondent(s)**

For Petitioner(s) : Mr. Shabbir Hussain (In-person)

(Hon'ble Shri Justice Ravindra Kumar Agrawal, J.)**Order on Board**

23/06/2026

1. Heard.
2. Present is a writ petition under Article 227 of the Constitution of India filed by the petitioner claiming following reliefs :-

"माननीय न्यायालय से प्रार्थना है, कि अधिनस्थ न्यायालय को निर्देश दिया जावे कि वह आवेदक/वादी के पुर्नविलोकन याचिका में आवेदक/वादी और उसके दस्तावेज जो प्रदर्श पी. 01 से लेकर प्रदर्श पी. 18 तक है, उसका उल्लेख और प्रतिवादी क्रमांक 02 का न्यायालय में हुआ बयान जो आवेदक/वादी के रिक्त अधिपत्य व बकाया किराया वसुली के मामले को पुरी तरह से प्रमाणित करता है, उसका उल्लेख पुर्नविलोकन याचिका में आदेश पारित करते समय किया जावे। जो न्याय निर्णय के लिये किया जाना आवश्यक था। जो निर्णय दिनांक 04/04/2026 में जानबूझ कर नहीं किया गया। पुर्नविलोकन याचिका में करते हुये आवेदक/वादी के वाद का निराकरण एक माह के अन्दर किये जाने का निर्देश अधिनस्थ न्यायालय को दिया जावे।"

3. The petitioner-in-person would submit that before the learned trial Court a full-fledged trial was conducted in which he led his evidence supported by documents. He was the plaintiff before the learned trial Court but his evidences have not been considered by the learned trial Court while passing the judgment and decree dated 04.04.2026. Against the judgment and decree dated 04.04.2026, he already preferred a review petition before the learned trial Court on 20.04.2026. Since there is no consideration of the evidences of the plaintiffs in the impugned judgment and decree, the learned trial Court may be directed to consider the evidences of the petitioners while deciding the review petition.
4. I have heard the petitioner-in-person and perused the documents annexed with the petition and also gone through the pleadings.

5. From perusal of the document Annexure P-2, it transpires that a judgment and decree has been passed by learned trial Court on 04.04.2026 and from the document Annexure P-3, it further transpires that he already filed a review petition before the learned trial Court on 20.04.2026. The relief claimed by the petitioner in the present writ petition for directing the learned trial Court to consider his evidences while passing the order in review application filed by him, can not be granted by this Court while invoking the jurisdiction under Article 227 of the Constitution of India, it is for the Court concern to consider the case pending before it, in accordance with law on its own merits.
6. Accordingly, the writ petition fails and is hereby **dismissed**.

Sd/-
(Ravindra Kumar Agrawal)
JUDGE