

HIGH COURT OF CHHATTISGARH, BILASPUR

WRIT PETITION (227) No. 66 of 2018

1. Sampat Singh Daughter Of Late Triveni Singh Aged About 58 Years.
2. Dhanpat Singh Daughter Of Late Triveni Singh, Aged About 53 Years.
3. Ramsharan Singh S/o Late Triveni Singh, Aged About 43 Years.
4. Pan Kunwar Daughter Of Late Triveni Singh, Aged About 38 Years.
5. Muniya Daughter Of Late Triveni Singh Aged About 33 Years.

All by caste Gond And Resident Of Village Raghunath Nagar, Tahsil Wadraf Nagar, District Balrampur Ramanujanj Chhattisgarh.

---- Petitioners

Versus

1. Ramcharan S/o Late Badan Singh, Aged About 73 Years.
2. Phoolmati, Daughter Of Late Badan Singh, Aged About 63 Years.
3. Ramchandra S/o Late Badan Singh Aged About 73 Years.
4. Ram Sunder S/o Late Badan Singh, Aged About 53 Years.
5. Ramu Singh S/o Late Triveni Singh Aged About 48 Years.

All by caste Gond And Resident Of Village Raghunath Nagar, Tahsil Wadraf Nagar, District Balrampur Ramanujanj Chhattisgarh.

6. State Of Chhattisgarh Through The Collector Balrampur, District Balrampur Ramanujanj Chhattisgarh.

---- Respondents

For Petitioners	:	Shri V.K. Pandey, Advocate.
For State/ Respondent No.6	:	Shri Adhiraj Surana, Dy. GA.

Hon'ble Shri Justice Sanjay K. Agrawal
Order On Board

19/11/2018

1. By the impugned order, the trial court has rejected the plaintiffs' application filed under Order 1 Rule 10(2) of the C.P.C.
2. I have heard learned counsel for the parties and perused the impugned order.
3. Defendants have sold the property during the pendency of the suit on 10.09.2014 and that will be governed by Section 52 of the Transfer of Property Act. Even otherwise, plaintiff's application under Order 6 Rule 17 of the C.P.C has been allowed. It is made clear that the alienation made by the defendants in favour of the purchaser will be governed by Section 52 of the Transfer of Property Act.
4. With the aforesaid observation, this writ petition finally stands disposed of. No order as to cost(s).

Sd /-

(Sanjay K. Agrawal)
Judge