HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Civil Writ Petition No. 1669/2024

Sampat Mal Meena S/o Khinwa Ram Meena, Aged About 74 Years, R/o Peer Ji Ki Dargarh, Opp Vivekanand Vidhayalay, Ward No 13, Sardarshahar, District Churu, Rajasthan.

----Petitioner

Versus

1. State Of Rajasthan, Through The Chief Secretary, Department Of Revenue, Rajasthan Revenue Department, Secretariat Jaipur, Rajasthan Pin - 303902.
2. Board Of Revenue, Rajasthan Ajmer, Through Its Chairman, Gokhale Lane, Opp. Colloectorate Office Basant Vihar, Todarmal Marg, Civil Lines, Ajmer, Rajasthan 305001.
3. District Collector Cum District Magistrare, Churu, Rajasthan, District Collectorate, Churu, Pin - 331001.
4. Sub Divisional Magistrate And Sub Divisional Officer, Sardarshahar, Ratangarh - Sardarshahar Road, Azad Nagar, Sardarshahar, Churu, Rajasthan Pin - 331403.

----Respondents

Connected With

S.B. Civil Writ Petition No. 2439/2024

Sampat Mal Meena S/o Khinwa Ram Meena, Aged About 74 Years, R/o Peer Ji Ki Dargah, Opp Vivekananad Vidhayalay, Ward No. 13, Sardarsahar, District Churu, Rajasthan.

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2. Board Of Revenue, Rajasthan Ajmer, Through Its Chairman, Gokhale Lane, Opp. Collectorate Ofice Basant Vihar, Todarmal Marg, Civil Lines, Ajmer, Rajasthan 305001.
3. District Collector Cum District Magistrate, Churu, Rajasthan, District Collectorate, Churu, Pin 331001.
4. Sub Divisional Magistrate And Sub Divisional Officer,

Sardarsahar, Ratangarh Sardarsahar Road, Azad Nagar, Sardarsahar, Churu, Rajasthan Pin 331403.

----Respondents

For Petitioner(s)	:	Mr. Rishabh Yadav.
For Respondent(s)	:	Mr. Muktesh Maheshwari Mr. S. S. Ladrecha, AAG for Mr. D. S. Pidiyar Ms. Neelam Sharma, AGC Mr. K. R. Saharan.

HON'BLE MR. JUSTICE VINIT KUMAR MATHUR

Order

30/01/2025

1. Heard learned counsel for the petitioner.

2. Learned counsel for the petitioner, after having attempted to argue the matters at some length, seeks permission to withdraw the present writ petitions with liberty to file appeal(s) against the order impugned.

3. Learned counsel for the petitioner submits that since the writ petitions are pending consideration before this Court from last almost one year and the learned trial Court has granted interim protection, therefore, the petitioner’s right may be protected by passing an interim order for a reasonable time till the petitioners approach the Appellate Authority.

4. Learned counsel for the respondents is not in a position to refute the submissions made by the learned counsel for the petitioner.

5. In view of the submissions so made before this Court, the present writ petitions are dismissed as withdrawn with liberty to the petitioner to file appeal(s) before the Appellate Authority. It is

made clear that the Appellate Authority shall consider the time spent in prosecuting the writ proceedings before this Court while examining the delay caused in filing the appeal.

6. The petitioner shall file appeal(s) within a period of two weeks from today and till 14.02.2025, both the parties shall maintain status quo as it exists today with respect to the property in question.

(VINIT KUMAR MATHUR),J

240-241-Shahenshah/-