

HIGH COURT OF MADHYA PRADESH : JABALPUR
DIVISION BENCH - SPL-I (Time 10:30 AM)

Daily Cause List dated : 01-04-2021

BEFORE: HON'BLE THE CHIEF JUSTICE & HON'BLE SHRI JUSTICE MOHAMMED FAHIM ANWAR

Court Room No.: 1

MOTION HEARING

[DIRECTION MATTERS]

SN	Case No	Petitioner / Respondent	Petitioner/Respondent Advocate
1	WP 15435/2018	SMT. JYOTI JAIN Versus M/S HAZI COMPANY (A PARTNERSHIP FIRM)	MADHUSUDAN DWIVEDI, ABHISHEK BAJPAI, AKASH VIJAYVARGIYA, RAVISH CHANDRA AGRAWAL[AMICUS CURIAE], VINOD KUMAR BHARDWAJ[AMICUS CURIAE] ADVOCATE GENERAL, VISHAL MODIWAL[R-1], ARUN ARORA[R-1], AJINKYA PATIL[R-1], LOKENDRA PAWAR[R-1], RISHIRAJ UPADHYAY[R-1], PAWAN SACHDEV[R-1], SANJAY PATHAK[R-1], SHANTANU VAKTE[R-1], VANDANA RATHORE[R-1], NILESH AGRAWAL[R-1], HARSHWARDHAN SINGH[R-2], ANURAG BAIJAL[R-2], VINOD KAUSHAL[R-2][R-3][R-3][R-4][R-4][R-5][R-5][R-6][R-6][R-6]

LAND REVENUE , TENANCY & NAZUL-14600 - M.P. Land Revenue Code 1959-14620 - M.P. Land Revenue Code 1959-14620

CIVIL PROCEDURE & LIMITATION-11300 - Code of Civil Procedure, 1908-11301 - WRIT AGAINST ORDER OF SUBORDINATE COURT U/ARTICLE 227.

Relief - TO QUASH THE IMPUGNED ORDER ANN P/13

{FIXED DATE (COURT ORDER) COVID-19} **FOR ORDER ON THE FOLLOWING QUESTIONS: (I)WHETHER, THE REVENUE COURT CANAMEND AN ENTRY IN THE REVENUE RECORD AT ADISTANCE OF TIME OF 25/16 YEARS WHILE CIVILDISPUTE OF TITLE TO THE PROPERTY BETWEEN THEPARTIES IS PENDING, BASED ON A FINDING IN ADIFFERENT SUIT THAT POWER OF ATTORNEY HOLDERDID NOT HOLD LAWFUL POWER OF ATTORNEY WHILEEXECUTED PREVIOUS SALE DEEDS AT DIFFERENTPOINTS OF TIME, BUT NEITHER THE PETITIONERWAS PARTY TO THE SAID SUIT NOR THE SALEDEED IN QUESTION WAS THE SUBJECT-MATTEROF THE SUIT. AND(II)WHETHER THE BOARD OF REVENUEEXCEEDED ITS JURISDICTION WHILE EXERCISINGTHE REVISIONAL JURISDICTION UNDER SECTION 50OF THE CODE REGARD BEING HAD TO THEPROVISIONS AS CONTAINED IN SECTION 111 OFTHE CODE WHILE SETTING ASIDE THE ORDERS OFSDO DATED 31.01.2014 AND ADDITIONALCOMMISSIONER DATED 20.05.2014.?(NOTE:- (1) KIND ATTENTION IS INVITED ON HON.THE CHIEF JUSTICE ORDER DTD.18-1-2021) 01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION**

1.1	Linked (5) WP 16793/2018 WP/15435/2018 (M)	GANGOTRI DEVELOPERS PVT. LTD. Versus M/S HAZI COMPANY (A PARTNERSHIP FIRM)	MADHUSUDAN DWIVEDI, RAVISH CHANDRA AGRAWAL[AMICUS CURIAE], VINOD KUMAR BHARDWAJ[AMICUS CURIAE]
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LAND REVENUE , TENANCY & NAZUL-14600 - M.P. Land Revenue Code 1959-14620 - M.P. Land Revenue Code 1959-14620

CIVIL PROCEDURE & LIMITATION-11300 - Code of Civil Procedure, 1908-11301 - WRIT AGAINST ORDER OF SUBORDINATE COURT U/ARTICLE 227.

Relief - to set aside the impugned order dated 04/04/2018 ann.p/17

{FIXED DATE (COURT ORDER) COVID-19} **FOR ORDER ON THE FOLLOWING QUESTIONS: (I) WHETHER, THE REVENUE COURT CAN AMEND AN ENTRY IN THE REVENUE RECORD AT A DISTANCE OF TIME OF 25/16 YEARS WHILE CIVIL DISPUTE OF TITLE TO THE PROPERTY BETWEEN THE PARTIES IS PENDING, BASED ON A FINDING IN A DIFFERENT SUIT THAT POWER OF ATTORNEY HOLDER DID NOT HOLD LAWFUL POWER OF ATTORNEY WHILE EXECUTED PREVIOUS SALE DEEDS AT DIFFERENT POINTS OF TIME, BUT NEITHER THE PETITIONER WAS PARTY TO THE SAID SUIT NOR THE SALE DEED IN QUESTION WAS THE SUBJECT-MATTER OF THE SUIT. AND (II) WHETHER THE BOARD OF REVENUE EXCEEDED ITS JURISDICTION WHILE EXERCISING THE REVISIONAL JURISDICTION UNDER SECTION 50 OF THE CODE REGARD BEING HAD TO THE PROVISIONS AS CONTAINED IN SECTION 111 OF THE CODE WHILE SETTING ASIDE THE ORDERS OF SDO DATED 31.01.2014 AND ADDITIONAL COMMISSIONER DATED 20.05.2014.? 01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION**

1.2	Linked (5) WP 16908/2018 WP/15435/2018 (M)	GANGOTRI DEVELOPERS PVT. LTD. Versus M/S HAZI COMPANY (A PARTNERSHIP FIRM)	MADHUSUDAN DWIVEDI, ABHISHEK BAJPAI, AKASH VIJAYVARGIYA, RAVISH CHANDRA AGRAWAL[AMICUS CURIAE], VINOD KUMAR BHARDWAJ[AMICUS CURIAE] , SANJAY PATHAK[CAVEAT], VANDANA RATHORE[CAVEAT], PAWAN SACHDEV[CAVEAT], AJINKYA PATIL[CAVEAT], ARUN ARORA[CAVEAT], SHANTANU VAKTE[CAVEAT], LOKENDRA PAWAR[R-1][R-1], RISHIRAJ UPADHYAY[R-1][R-1][R-1][R-1], NILESH AGRAWAL[R-1][R-1][R-1], KUSHAGRA JAIN[R-2][R-3][R-4][R-7]
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Daily Cause List dated : 01-04-2021

BEFORE: HON'BLE THE CHIEF JUSTICE & HON'BLE SHRI JUSTICE MOHAMMED FAHIM ANWAR

LAND REVENUE , TENANCY & NAZUL-14600 - M.P. Land Revenue Code 1959-14620 - M.P. Land Revenue Code 1959-14620

CIVIL PROCEDURE & LIMITATION-11300 - Code of Civil Procedure, 1908-11301 - WRIT AGAINST ORDER OF SUBORDINATE COURT U/ARTICLE 227.

Relief - quash the impugned order dated 04/04/2018 ann.p/16

{FIXED DATE (COURT ORDER) COVID-19} **FOR ORDER ON THE FOLLOWING QUESTIONS: (I) WHETHER, THE REVENUE COURT CAN AMEND AN ENTRY IN THE REVENUE RECORD AT A DISTANCE OF TIME OF 25/16 YEARS WHILE CIVIL DISPUTE OF TITLE TO THE PROPERTY BETWEEN THE PARTIES IS PENDING, BASED ON A FINDING IN A DIFFERENT SUIT THAT POWER OF ATTORNEY HOLDER DID NOT HOLD LAWFUL POWER OF ATTORNEY WHILE EXECUTED PREVIOUS SALE DEEDS AT DIFFERENT POINTS OF TIME, BUT NEITHER THE PETITIONER WAS PARTY TO THE SAID SUIT NOR THE SALE DEED IN QUESTION WAS THE SUBJECT-MATTER OF THE SUIT. AND (II) WHETHER THE BOARD OF REVENUE EXCEEDED ITS JURISDICTION WHILE EXERCISING THE REVISIONAL JURISDICTION UNDER SECTION 50 OF THE CODE REGARD BEING HAD TO THE PROVISIONS AS CONTAINED IN SECTION 111 OF THE CODE WHILE SETTING ASIDE THE ORDERS OF SDO DATED 31.01.2014 AND ADDITIONAL COMMISSIONER DATED 20.05.2014.?**

01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION

1.3 **Linked (5)**
WP 23215/2018

WP/15435/2018
(M)

RAMESH NAGAR

Versus

THE STATE OF MADHYA PRADESH

RAVINDRA SINGH CHHABRA, GAURAV CHHABRA, MANISH VERMA, ANITA PATHAK, GURNEET CHAWLA, MUDIT MAHESHWARI, KANISHKA GUPTA, RAVISH CHANDRA AGRAWAL[AMICUS CURIAE], VINOD KUMAR BHARDWAJ[AMICUS CURIAE]

ADVOCATE GENERAL, ASHISH SHARMA[R-3], NILESH AGRAWAL[R-3], DINESH KUMAR MAHESHWARI[R-3], RAVINDRA MAHESHWARI[R-3], RISHIRAJ UPADHYAY[R-3], VISHAL MODIWAL[R-3], ANURAG BAIJAL[R-4], VINOD KAUSHAL[R-4], HARSHWARDHAN SINGH[R-4][R-5][R-5][R-5][R-6][R-6][R-6][R-7][R-7][R-7][R-8][R-8][R-8]

LAND REVENUE , TENANCY & NAZUL-14600 - M.P. Land Revenue Code 1959-14620 - M.P. Land Revenue Code 1959-14620

Relief - SET ASIDE THE ORDER DT.04/04/2018(ANN.P-7)

{FIXED DATE (COURT ORDER) COVID-19} **FOR ORDER ON THE FOLLOWING QUESTIONS: (I) WHETHER, THE REVENUE COURT CAN AMEND AN ENTRY IN THE REVENUE RECORD AT A DISTANCE OF TIME OF 25/16 YEARS WHILE CIVIL DISPUTE OF TITLE TO THE PROPERTY BETWEEN THE PARTIES IS PENDING, BASED ON A FINDING IN A DIFFERENT SUIT THAT POWER OF ATTORNEY HOLDER DID NOT HOLD LAWFUL POWER OF ATTORNEY WHILE EXECUTED PREVIOUS SALE DEEDS AT DIFFERENT POINTS OF TIME, BUT NEITHER THE PETITIONER WAS PARTY TO THE SAID SUIT NOR THE SALE DEED IN QUESTION WAS THE SUBJECT-MATTER OF THE SUIT. AND (II) WHETHER THE BOARD OF REVENUE EXCEEDED ITS JURISDICTION WHILE EXERCISING THE REVISIONAL JURISDICTION UNDER SECTION 50 OF THE CODE REGARD BEING HAD TO THE PROVISIONS AS CONTAINED IN SECTION 111 OF THE CODE WHILE SETTING ASIDE THE ORDERS OF SDO DATED 31.01.2014 AND ADDITIONAL COMMISSIONER DATED 20.05.2014.?**

01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION

1.4 **Linked (5)**
WP 03313/2021

WP/15435/2018
(M)

SMT. RACHANA AGRAWAL

Versus

M/S HAZI COMPANY (A PARTNERSHIP FIRM)

MADHUSUDAN DWIVEDI, ABHISHEK BAJPAI, DIGESH PARMAR, ANSHUMAN MATHUR

LAND REVENUE , TENANCY & NAZUL-14600 - M.P. Land Revenue Code 1959-14620 - M.P. Land Revenue Code 1959-14620

CIVIL PROCEDURE & LIMITATION-11300 - Code of Civil Procedure, 1908-11301 - WRIT AGAINST ORDER OF SUBORDINATE COURT U/ARTICLE 227.

Relief - KINDLY BE QUASHED THE ORDER DT. 15/01/2020 ANNX. P-15 AND 07/11/2020 ANNX. P-19

{FIXED DATE (COURT ORDER) COVID-19} **IN DEFAULT OF COURT FEES/AKN OF RS.100/- REQUIRED.**

01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION

TOTAL CASES : 5 (with connected matters)

PR (J) / R (J-I) / R(J-II)