

In The Court of Commissioner, Saran Division, Chapra  
B.L.D.R. appeal No. 264/2013

Surendra Yadav & others  
Vrs.  
Jugal Yadav & others

ORDER

21.2.2015.  
The instant appeal is directed against the impugned order passed by DCLR, Maharajganj on 05.08.13 in BLDR case No 192/12-13

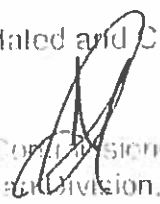
Heard the parties.

The learned counsel for the parties during the course of their respective argument staking their claims over the disputed piece of land on the basis of alleged partition/gift deed amongst the sons of one Gokhela Yadav.

Considering the facts and circumstance of the case material on records and on going through the impugned order, it is quite obvious that the nature of dispute in the instant appeal is certainly outside the purview of the BLDR Act-2009 in view the facts that there involves complex question of title.

Thus, for the aforesaid regions as well as keeping in view the recent judgment of Hon'ble High Court passed in CWJC No. 1091/2013, this appeal was neither maintainable before the Court below nor before this Court. As such the order dt. 05.08.13 of DCLR, Maharajganj is set aside and accordingly this appeal is disposed of.

Dictated and Corrected by me.

  
Commissioner,  
Saran Division, Chapra

  
Commissioner,  
Saran Division, Chapra