

ITEM NO.41

COURT NO.14

SECTION XVII

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 1819/2020

(Arising out of impugned final judgment and order dated 24-09-2019 in LPA No. 98/2019 passed by the High Court Of Jharkhand At Ranchi)

LAL BABU KESHRI & ANR.

Petitioner(s)

VERSUS

THE STATE OF JHARKHAND & ORS.

Respondent(s)

(IA No. 9908/2020 - EXEMPTION FROM FILING O.T.)

Date : 17-03-2023 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S. RAVINDRA BHAT

HON'BLE MR. JUSTICE DIPANKAR DATTA

For Petitioner(s) Mr. Rahul Shyam Bhandari, AOR
Mr. Akash Sinha, Adv.
Mr. Shubham Saket, Adv.
Ms. Shubhi Sharma, Adv.
Mrs. Priya Dharshni. G, Adv.
Mr. Satyam Pathak, Adv.
Mr. Rohit Prakash, Adv.
Dr. Ratneswar Chakma, Adv.

For Respondent(s) Mr. Anando Mukherjee, AOR
Mr. Shwetank Singh, Adv.
Mr. Zain A Khan, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Heard the learned counsel for the parties. This Court is of the opinion whether the petitioners had sub-let the premises allotted to them and also defaulted in regard to payment of maintenance charges which needs to be adjudicated in accordance

with the provisions of the Bihar Government Premises (Rent, Recovery and Eviction) Act, 1956 (The Act), as may be applicable to the State of Jharkhand. (Accordingly, the dispute shall be decided by the competent authority which, apparently, is Sub-Divisional Magistrate). The respondents shall prefer the applications in this regard before the Sub-Divisional Magistrate within two weeks who shall thereafter proceed to pass orders in accordance with law after hearing the petitioners and after taking into account all evidence led before him. In case of any grievance, it is open to the petitioners to seek appropriate/appellate remedies in accordance with the Act.

The status quo shall be maintained by the parties in respect of the premises, in question, till the orders are passed by the Sub-Divisional Magistrate in accordance with the provisions of the Act.

The special leave petition is disposed of.

Pending application(s), if any, shall stand disposed of.

(SONIA BHASIN)
COURT MASTER (SH)

(MATHEW ABRAHAM)
COURT MASTER (NSH)