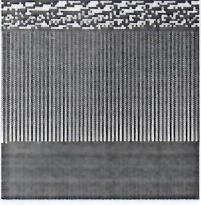


No. 683

Dated 3-12-18



COURT NOTICE
(U/o 5 Rule 20 CPC)
IN THE COURT OF Sh. Kanwar Pal
Additional District and Sessions Judge-III, Sirsa

MHA-2-2018
ATAM PARKASH
Vs.
GENERAL PUBLIC

CNR No. HRSI01-007250-2018

Next Date:- 17-12-2018

PUBLICATION ISSUED TO:

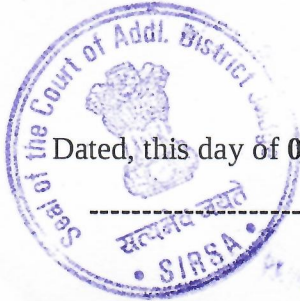
1. GENERAL PUBLIC

In above titled case, the defendant(s)/respondent(s) could not be served. It is ordered that defendant(s)/respondent(s) should appear in person or through counsel on **17-12-2018 at 10:00 a.m.**

For details logon to https://highcourtchd.gov.in/?trs=district_notice&district=Sirsa

(K. P. Singh)
Addl. District Judge
SIRSA

Additional District and Sessions Judge-III
Sirsa



Dated, this day of 03-12-2018

(Not to be published in newspaper)

Forwarded to the Manager, **Hari Bhumi**, Rohtak for publication and necessary compliance. Copy of Publication be sent to the Court of undersigned before the next date of hearing.

(K. P. Singh)
Addl. District Judge
SIRSA

Additional District and Sessions Judge-III
Sirsa

COURT NOTICE

IN THE COURT OF Sh. Kanwar Pal
Additional District and Sessions Judge-III, Sirsa

ATAM PARKASH

Vs.

GENERAL PUBLIC

PAYMENT ORDER

To


The Advertisement Manager,
Hari Bhumi.

Receipt No. 1393

Dated 3-12-2018

Amount Rs 4000/- + Rs 200/- = 4200/-




K. P. Singh)
Addl. District Judge
SIRSA

**Additional District and Sessions Judge-III
Sirsa**

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FILE

[ADJ SIRSA
15/11/18]

IN THE COURT OF DISTRICT JUDGE, SIRSA, DISTRICT SIRSA.

(WITH POWERS UNDER THE MENTAL HEALTH ACT, 1987).

-
1. Atam Parkash, aged about 65 years,
 2. Manoj Kumar, aged about 48 years,
- sons of Sh. Nota Ram son of Shri Lakhu Ram, both residents of House no. 135 B-Block Sirsa.

-Petitioners

Versus

1. General Public

-Respondent

2. Shri Luxmi Narayan son of Shri Nota Ram son of Shri Lakhu Ram; Resident of Gandhi Colony Rania Road Sirsa

-Performa Respondent

Petition Under Section 59 of the Mental Health Act, for grant of permission to the petitioners, who are real brothers and have been appointed as guardians of the properties of Shri Ashok Kumar by the Competent Court, for sale of the following land owned by Shri Ashok Kumar son of Late Shri Nota Ram, resident of Rania, Distt. Sirsa, who is mentally retarded person:-

- i) 1/4th share of land measuring 175 kanal 10 marlas comprised in khewat/khatuni No. 127/184, square No. 366 killa No.7/1(0-8); khewat/khatuni No. 745/954, square No.366 killa No.7/2)3-16); khewat/khatuni no.1714/2143, square No.243 killa Nos.19(8-0), 21/1(0-8);khewat/khatuni No.2609/3154, Square No.243 killa Nos.8(3-0), 9(9-9), 11(7-7), 12(6-9), 13(7-7), 14/1(1-14), square No.289 killa No.10(7-2), sq. no.366 killa

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no.7/4(2-16), square No. 402 killa No.3(7-7); khewat/khatuni No.3181/3814, square No.367 killa Nos. 22 min(7-8), 25/1(3-8); khewat/Khatuni No. 3189/3823, square No. 243 killa no.18(6-12), 22(9-18), square No. 289 killa no. 2(4-8); khewat/khatuni No. 3817/4546, Square No. 243 Killa No. 1/2(1-12), 10/1(2-8), 20(8-0), 21/2(7-12), square No. 288 killa no.15/3/1(2-16) square No.289 Killa No. 1(7-11), 11(1-14); khewat/khatuni No. 4571/5422, square no. 367 killa No. 11(8-0), 12(8-0); khewat/khatuni No. 5520/6612, square No. 366 killa no.14(8-0), 17(8-0), Square No. 402 killa nos. 1(6-12), 2(7-11), 4/1(2-17);

- ii) 16/108 share of land measuring 5 kanals 08 marlas comprised in khewat/khatuni No.3816/4545, square No.367 killa No. 23/1(5-8);
- iii) Land measuring 0 kanal 3 marlas, (Gair Mumkin Plot) comprised in khewat/khatuni No.743/952, Khasra No. 1957/2/3(0-3) alongwith all constructions thereon;
- iv) 1/4 share of 00 kanal 09 marla comprised in khewat/khatuni No.739/948, Khasra No. 1057/1(0-9) alongwith all constructions thereon;
- v) 1/6th share of land measuring 71 kanal 04 marla comprised in khewat/khatuni No. 736/ 945, square No. 317 killa No. 6(8-0); khewat/khatuni No. 5525/6619 square No. 272 killa No. 5(7-12), 7/1(6-9); khewat/khatuni No. 1663/2079 to 2082(49-3), which is under possession of the tenants;
- vi) 1/12th share of land measuring 02 kanal 04 marla comprised in khewat/khatuni No.5526/6620 to 6625(2-4), which is under possession of tenants;
- vii) 1709/7756 share of land measuring 20 kanal 10 marla comprised in khewat/khatuni No.1562/1911-1912 (2-16); khewat/khatuni No. 2312/2823 (8-0); khewat/khatuni No.5572/6673-6674 (9-14), which is under the possession of the tenants;
- viii) 133/453 share of land measuring 2 kanal 6 marla comprised in khewat/khatuni No.2969/ 3544 (7-11), which is under the possession of the tenants;

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- ix) 68/1580 share of land measuring 19 kanal 15 marlas comprised in Khewat/khatuni No.2970/3545 (19-15), which is under the possession of the tenants;

situated in village Rania, Tehsil Rania, District Sirsa, as per the Jamabandi 2012-2013. on the basis of evidence of every kind--oral and documentary.

Sir,

The petitioners, respectfully, submit as under:-

1. That the petitioners and the Performa respondents are permanent residents of Sirsa, Tehsil and District Sirsa and all are brothers and sisters of aforesaid Shri Ashok Kumar son of Shri Nota Ram, resident of Rania, a mentally retarded person, who is living with the petitioners and thus the petitioners have no adverse interest against that of Shri Ashok Kumar. The father and mother of Shri Ashok Kumar had died.
2. That the suit property, consisting of the agricultural land and the buildings, as per the details given in the heading of the plaint, situated at Rania, Tehsil Rania, District Sirsa, is owned and possessed by petitioners and their other two brothers namely Ashok Kumar and Laxmi Narain, in equal shares, as recorded in the revenue record and in other government record.
3. That aforesaid Ashok Kumar is suffering from mental retardedness and he is unable to properly look after, watch and supervise his properties. He can not look after his interest and benefit. Therefore, the present petitioners have been appointed as guardians of the properties of aforesaid Ashok Kumar, vide order dated 13/03/2002 passed by Shri C.B. Jaglian, the then Additional District Judge, Sirsa, in case no.6-GWA, certified copy of the order is attached herewith. No appeal etc. against the above said order has been filed by any one. Therefore, this order has become final in

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the eyes of law. Aforesaid Ashok Kumar is still suffering from mental retardedness. The disability certificate dated 12.09.2018 issued by the office of Civil Surgeon, Sirsa is enclosed herewith.

4. That Ashok Kumar is not getting proper income from the present properties. The income of Shri Ashok Kumar was less than Rs.50,000/- per year in the year 2002-03 to 2008-09, Rs.70,000/- in the years 2009-10 to 2011-12, Rs.1,00,000/- per year in the years 2012-13 to 2014-15 & from the year 2015-16, the income of Shri Ashok Kumar is less than Rs.1,80,000/- per year being the lease money of the property. The income is very much less than from the medical expenses and living expenses of Shri Ashok Kumar. The petitioners have decided to sell the aforesaid property of aforesaid Ashok Kumar, with permission of the court. They are also selling their own property to the extent of their respective shares as the family wants to shift to Gurgaon for better living. The intended sale is in the better interest and welfare of aforesaid Ashok Kumar. The total value of the above said property is about Rs.100 lakhs.
5. That the petitioners undertake to purchase some other suitable property at proper place so that the income of aforesaid Ashok Kumar may be increased or to deposit the amount in the bank in some good scheme in the name of aforesaid Ashok Kumar, for his interest and benefit.
6. That the petitioners undertake that they will abide by all the terms and conditions laid down by the Hon'ble Court and also undertakes that they will not mis-use the consideration of the property of aforesaid Ashok Kumar. The petitioners are also ready to furnish the sound security to the satisfaction of this Hon'ble Court.

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7. That the property in question is situated at Rania, Tehsil Rania, District Sirsa, hence this Hon'ble Court at Sirsa, has got the jurisdiction to entertain and try the present petition.

8. That the proper court fee is affixed on the petition.

It is, therefore, prayed that the petition may kindly be accepted as prayed for and the necessary permission to sell the property of aforesaid Ashok Kumar son of Sh. Nota Ram, resident of Rania, District Sirsa, (a mentally retarded person) as fully detailed in the heading of the petition, may kindly be granted to the petitioners being the guardians of the properties of aforesaid Ashok Kumar, in the interest of justice. Any other relief to which the petitioners may be found entitled to, be also kindly granted to the petitioners.

Place: Sirsa
Dated.05.11.2018

--Submitted by

Alces

Presented by Sh. *R.K. Chaudhary, Adv.*
Put up in Peshi on *Today*
Dated: *15/11/18*
[Signature]
Superintendent
Gr.II (Judl.)

1. Atam Parkash, 2. Manoj Kumar sons of
Sh. Nota Ram son of Shri Lakhu Ram,
both residents of House no. 135 B-Block Sirsa.

--Petitioners

Amir wadhwa

Through: *[Signature]* Ravinder Chaudhry Advocate, District Courts, Sirsa.

Verification:-

Verified that contents of para nos. 1 to 6 of the above petition are true and correct to the best of my knowledge and belief. Legal paras have been made as per the legal advice.

Verified at Sirsa on 05.11.2018

[Signature]
---Petitioner