



IN THE COURT OF SUB DIVISIONAL MAGISTRATE, EXERCISING THE POWERS OF A.C. 1ST GRADE, AT BALACHAUR (SHAHID BHAGAT SINGH NAGAR)

Ram Kumar son of Dheru Mal son of Chuni Lal, resident of village Rattewal, Tehsil Balachaur, District Shahid Bhagat Singh Nagar, at present resident of Ward No.3, Balachaur, District Shahid Bhagat Singh Nagar.

....Applicant

Versus

- 1 Kapoor Chand son of Karam Chand son of Sadhu Ram
- 2 Sohan Lal son of Karam Chand son of Sadhu Ram
- 3 Mohan Lal son of Karam Chand son of Sadhu Ram

All residents of village Mallewal, near Kathgarh, Tehsil Balachaur, District Shahid Bhagat Singh Nagar.

....Respondents

EJECTMENT PETITION for the ejectment of respondents from 19 Kanals 09 Marlas of land bearing Khewat No.87, Khatouni No.98, Khasra Nos. 6//4(6-17), 5(7-8), 6/1(2-9), 7/1(2-15) entered in Jamabandi for the year 2002-2003, situated in the area of village Mallewal/405, Tehsil Balachaur, District Shahid Bhagat Singh Nagar for non payment of BATAI ½ share since Harhi 2006 to date.

Sir,

The applicant prays as under: -

- 1 That the applicant is the co-owner and co-sharer of 19 Kanals 09 Marlas of land fully detailed in the head note of the application / petition. He is also co-

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landlord whereas the respondents are the tenants under him and other co-owners on the BATAI i.e. ½ share without expenses. *The applicant is attorney of remaining co-sharers.*

2 That the respondents have not paid BATAI of aforesaid land to the applicant or to any other co-sharer of the aforesaid land since Harhi 2006 to date and have thus committed the default without any cause.

3 That the applicant and other co-sharers of the aforesaid land do not want to keep the respondents as their tenants as they are the chronic defaulters in payment of BATAI and want to get them evicted from the aforesaid land, hence this petition.

4 That the respondents were repeatedly requested to admit the claim of the applicant and to make the payment of ½ share of the produce of the aforesaid land since Harhi 2006 to date but they did not agree and refused to do so finally yesterday, from which the necessity of filing the present application has arisen.

5 That the cause of action accrued to the applicant since Harhi 2006 continuously and finally yesterday, their refusal.

6 That the land in question is situated within the local territorial jurisdiction of this Hon'ble court. Hence jurisdiction.

7 That the requisite court fee has been affixed on the application.

8 It is thus prayed that an order for eviction of the respondents from the land measuring 19 Kanals 09 Marlas of land bearing Khewat No.87, Khatouni No.98, Khasra Nos. 6//4(6-17), 5(7-8), 6/1(2-9), 7/1(2-15) entered in Jamabandi for the year 2002-2003, situated in the area of village Mallewal/405, Tehsil Balachaur, District Shahid Bhagat Singh Nagar for non payment of BATAI ½ share since Harhi 2006 to date, may kindly be passed in favour of applicant, against the respondents which is essential in the interest of law, justice and equity.

VERIFICATION

VERIFIED that the contents contained in the above paras from 1 to 8 of this petition are true and correct to the best of my knowledge.

PLACE: BALACHAUR
DATED: 06.11.2008

Ram Kumar
(Applicant)

Ram Kumar
(Applicant)

Ram Kumar

THROUGH: COUNSEL

Ram Kumar

Y.R. Dutta Adv.
SH. T.R.DUTTA, ADVOCATE,
BALACHAUR (S.,B.S.NAGAR)