

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**WPPIL No. 12 of 2020**

- Gopal Sharma S/o Late Rameshwar Sharma Aged About 40 Years
R/o Ratakhari Bajrang Chowk, Korba, Tahsil And District- Korba,
Chhattisgarh., District : Korba, Chhattisgarh

---- Petitioner**Versus**

1. State Of Chhattisgarh Through Secretary, Department Of Revenue,
Mantralaya, Mahanadi Bhawan, Nawa Raipur, District- Raipur,
Chhattisgarh., District : Raipur, Chhattisgarh
2. Collector District- Korba, Chhattisgarh., District : Korba, Chhattisgarh
3. Sub Divisional Officer (Revenue) Korba, District- Korba,
Chhattisgarh., District : Korba, Chhattisgarh
4. Tahsildar Korba District- Korba, Chhattisgarh., District : Korba,
Chhattisgarh
5. Ranvijay Singh @ Ranvir Singh R/o Ward No. 3 Ratakhari Basti,
Korba, Tahsil And District- Korba, Chhattisgarh., District : Korba,
Chhattisgarh

---- Respondents

(Cause-title taken from Case Information System)

For Petitioner : Mr. Ravindra Agrawal, Advocate
For Respondent Nos. 1 to 4/State : Mr. Gagan Tiwari, Deputy Government
Advocate
For Respondent No. 5 : Mr. Devarishi Thakur, Advocate

Hon'ble Shri. Ramesh Sinha, Chief Justice

Hon'ble Shri N.K. Chandravanshi, Judge

Order on Board

Per Ramesh Sinha, Chief Justice.

07.09.2023

Heard Mr. Ravindra Agrawal, counsel for the petitioner. Also heard Mr. Gagan Tiwari, Deputy Government Advocate for the State/respondent Nos. 1 to 4 and Mr. Devarishi Thakur, counsel for the respondent No. 5.

2. The instant petition has been filed by the petitioner with the following prayers:

“10.1 That, this Hon'ble Court may kindly be pleased to call for entire records concerning the present construction and present report of the land which is a government land.

10.2. That, this Hon'ble Court may kindly be pleased to direct the respondent authorities to consider the representation made by the petitioner and further be pleased to direct to remove the encroachment from the government land bearing Khasra No. 74/1 admeasuring area 79.029 H., situated at Village Ratakhar Korba, P.H.N. 9, R.N. Korba (01), Tahsil and District- Korba (C.G.), in the interest of justice.

10.3 That, this Hon'ble Court may kindly be pleased to direct the respondents to enquire the matter and pass

the appropriate order within a period of 1 months.

10.4 Any other relief, which this Hon'ble Court deems fit and proper, may also kindly be granted to the petitioner, in the interest of justice."

3. Learned State counsel submits that the Collector, Korba has already taken cognizance on the representation made by the petitioner for initiating proceedings under Section 248 of the C.G. Land Revenue Code, which is pending consideration.
4. In view of above, learned counsel for the petitioner would submit that since the proceedings under Section 248 of the C.G. Land Revenue Code is pending consideration before the Collector, therefore, same may be directed to decide expeditiously preferably within a period of three months.
5. In view of the submissions made on behalf of the counsel for the parties, this petition (PIL) stands disposed of with a direction to the Collector, Korba to decide the proceedings under Section 248 of the C.G. Land Revenue Code expeditiously preferably within a period of three months from the date of receipt of certified copy of this order after affording due opportunity of hearing to the petition in accordance with law.

Sd/-

(N.K. Chandravanshi)
Judge

Sd/-

(Ramesh Sinha)
Chief Justice