

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 1174 of 2015

- Vijay Das Manikpuri S/o Shri Sumiran Das Manikpuri, Aged About 52 years R/O Village & Post Office Jarwey Police Station Baloda, Police And Revenue District Janjgir Champa, District Janjgir Champa (C.G.)

---- Petitioner

Versus

1. State Of Chhattisgarh Through Collector, Janjgir - Champa, Police Station And Post Janjgir Champa Police And Revenue District Janjgir - Champa, District Janjgir Champa (C.G.)
2. Chhattisgarh State Power Holding Company Limited Danganiya Raipur Through Chief Engineer, Civil / Project Human Resources, Chhattisgarh State Power Generation Company Limited Danganiya Raipur, Police Station Raipur, Head Post Office Raipur Police And Revenue District Raipur District Raipur (C.G.)
3. Chief Engineer, (Civil/ Project/ Human Resources) Chhattisgarh State Power Generation Company Limited, Danganiya, Raipur, Police Station Raipur Head Post Office Raipur, Police And Revenue District Raipur District Raipur (C.G.)
4. Additional Chief Engineer, (Civil / Project), Korba West, Korba Chhattisgarh State Power Generation Company Limited, Police Station Korba, Head Post Office Korba Police And Revenue District Korba, District Korba (C.G.)
5. Chief Engineer (Generation), 2x500 Mega Watt, Madwa, Tendubhata Tap Vidyut Pariyojna Village Tendubhata, Post Sarkhon, District Janjgir Champa (C.G.)
6. Sub Divisional Officer (Revenue), Janjgir Police And Revenue District Janjgir - Champa, District Janjgir - Champa (C.G.)

---- Respondents

For Petitioner	: Shri Alok Kumar Pandey, Advocate
For Respondent	: Shri P.K. Bhaduri, Govt. Advocate
For Respondent Nos.2 to 5	: Shri K.R. Nair, Advocate

Hon'ble Shri Justice Prashant Kumar Mishra

Order On Board

07/04/2015

1. The petitioner has preferred this writ petition seeking direction to the respondents No. 2 to 5 to consider his case for giving employment as a part of Rehabilitation, under the State Government Rehabilitation Policy, 2008 (for short 'the Policy, 2008'), on account of acquisition of petitioner's aunt's land for erection of Power Plant, dam project, pipe line and residential house for the purpose of Power Generation in the 2x500 MW, Madwa Tendubhata, Thermal Power Project, Chhattisgarh State Power Generation Company Limited.

2. Learned counsel for the petitioner would submit that the petitioner has filed representation but the same has not yet been considered by the concerned respondents. He would submit that for the present, the concerned respondents may be directed to decide his representation.

3. In view of the limited nature of relief claimed by the petitioner, at this stage of proceedings, it is directed that if the petitioner submits fresh representation claiming employment in lieu of acquisition of the land for the above stated project, before the competent authority within a period of one month from today, the competent authority of the respondents No. 2 to 5 shall consider and decide his representation by a reasoned order in accordance with the Policy, 2008, as early as possible and preferably within a period of six months from the date of submission of representation.

4. It is made clear that this Court has not expressed any opinion on the merits of the case and the respondent authorities shall decide the representation, on its own merits, strictly in accordance with law, without treating any observation made in this order, as opinion on the merits of the case.

5. The writ petition stands disposed of in the above terms.

JUDGE