

Single Bench

3

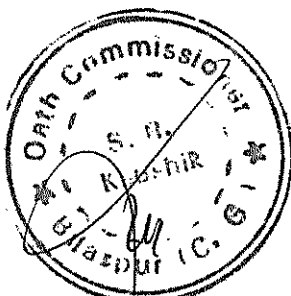
IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR (C.G.)

WRIT PETITION NO. 2546/2014

PETITIONERS

1. Yatish Fuley  
S/o Late Bhimrao Fuley  
Aged About 26 years  
R/o HNo.211, Maa Bamleshwari  
Devi Road, Ward No.9 Sanjay  
Nagar,  
Dongargarh Disstt-  
Rajnandgaon (C.G.)
2. Suresh Agrawal, S/o Late  
Balkishan Agrawal, aged about  
52 years,  
R/o HNo.231, Maa Bamleshwari  
Devi Road, Ward No.9 Sanjay  
Nagar,  
Dongargarh Disstt-  
Rajnandgaon (C.G.)
3. Nirmala Chouhan,  
w/o Late Pralhad Chouhan  
Aged about 65 years,  
R/o Maa Bamleshwari Devi  
Road, Ward No.9 Sanjay Nagar,  
Dongargarh Disstt-  
Rajnandgaon (C.G.)
4. Madan Markar  
S/o Late Tikaram Markar,  
Aged About - 68  
R/o Maa Bamleshwari Devi  
Road, Ward No.9 Sanjay Nagar,  
Dongargarh Disstt-  
Rajnandgaon (C.G.)

WP @ 2546/14  
Presented by Shri. P. S. Mishra  
Dated 19/12/14



VERSUS

RESPONDENTS

1. State of Chhattisgarh  
Through Secretary  
General Administration Deptt.  
D.K.S. Bhawan, Raipur

Smida Jha

73

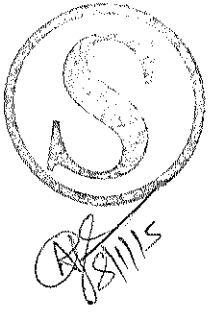
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VERSUS

RESPONDENTS

1. State of Chhattisgarh  
Through Secretary  
General Administration Deptt.  
D.K.S. Bhawan, Raipur  
District Raipur (C.G.)
2. The Collector,  
Rajnandgaon (C.G.)
3. The Chief Municipal Officer,  
Dongargarh,  
Distt- Rajnandgaon (C.G.)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF  
INDIA



373

**HIGH COURT OF CHHATTISGARH, BILASPUR**

**W.P. (C) No. 2546 of 2014**

**PETITIONERS**

Yatish Fuley & others

**Versus**

**RESPONDENTS**

State of Chhattisgarh & others

Smt. Smita Jha, counsel for the petitioners.

Shri Suresh Kakariya, Dy. Advocate General for the State.

**ORAL ORDER**

**(5/1/2015)**

Learned counsel for the petitioners would submit that though the petitioners have been removed from possession of their respective premises after demolishing the same, however, the second relief for issuance of mandamus directing the respondents-authorities to give them some alternative provision for conducting their business/residence is still surviving. She would submit that in fact alternative sites have been allotted to similarly placed persons, however, the petitioners have been signed out for discriminatory treatment merely for the reason that they have approached this Court by filing the present writ petition.

(2) Considering submission and the prayer made in the writ petition, it is disposed of with a direction to the petitioners to submit representation before the respondents No.2 & 3 within a period of two weeks from today for making provision and for allotment of alternative sites, on the ground that the same has been allotted to similarly placed person. The respondents No.2 & 3 shall thereafter consider and decide the representation within further period of two months. If for any reason the authority is of the opinion that the petitioners are not entitled for alternative sites the same shall be informed to the petitioners by a reasoned order and in such eventuality the petitioners would be at liberty to approach this Court afresh.

(3) With the above observation/direction, writ petition stands disposed of.

**Sd/-**  
**Prashant Kumar Mishra**  
**Judge**

*21*