

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WRIT PETITION (C) No. 2259 OF 2015

Pradeep Kumar Tiwari, S/o Premshankar Tiwari, aged about 38 years,
R/o Ram Saptah Chowk, Bhatapara, Police Station and Post
Bhatapara, Civil and Revenue District Balodabazar-Bhatapara (C.G.)

... Petitioner

Versus

1. State of Chhattisgarh, through: Secretary, Revenue and Disaster Management Department, Mahanadi Bhawan, Mantralaya, Capital Complex, New Raipur, District Raipur (C.G.)
2. Collector, Balodabazar-Bhatapara, District Balodabazar-Bhatapara (C.G.)
3. Sub-Divisional Officer (Revenue), Bhatapara, District Balodabazar-Bhatapara (C.G.)
4. Assistant Director, Town & Country Planning, Balodabazar-Bhatapara, District Balodabazar-Bhatapara (C.G.)

... Respondents

For Petitioner	:	Mr. V.A. Goverdhan, Advocate.
For Respondent-State	:	Mr. R.K. Gupta, Deputy Advocate General.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

16/12/2015

1. A limited prayer in the present writ petition is for a direction to Respondents No. 2 and 3 for an expeditious decision on an application moved by the Petitioner for diversion before Respondent No.2 way back in the year 2008, who in turn has further marked it to Respondent No.3 where the proceedings are pending.
2. Learned Counsel for the Petitioner submits that according to the instructions that he has received all the requisite formalities have already been complied by the Petitioner and the authorities concerned have only to take a decision.

3. To this, Learned Counsel for the State draws attention of this Court to the order-sheet of the Sub-Divisional Officer, dated 2.5.2015, wherein the Petitioner was directed to complete other formalities which also according to the Petitioner have been complied. Counsel for the State further submits that he does not have any objection if the petition is disposed of with a limited direction for the authorities concerned for an expeditious decision.

4. Without entering into the merits of the case, ends of justice would meet if the petition itself is disposed of with a direction to Respondents No. 2 and 3, wherever the dispute is pending, to expeditiously take a final decision in the matter.

5. It is needless to mention that the authorities would have all the liberty to take any decision on the claim of the Petitioner in case if he does not abide by the directions given by the competent authority, that is, to fulfill the requisite formalities.

6. The writ petition is disposed of with the aforesaid directions.

Sd/-
(P. Sam Koshy)
Judge