

HIGH COURT OF CHHATTISGARH, BILASPUR**WPC No. 1600 of 2016**

- Gram Panchayat Gandaikala A Body Incorporated Under The Relevant Provisions Of Chhattisgarh Panchayat Rajya Adhiniyam, 1993, Through Its Sarpanch Narendra Kumar, Son Of Shri Suraj, Aged 34 Years, R/o Gandaikala, P. S. Pandartarai, P. O. Kharhara, Tahsil Bodla, Civil & Revenue District Kabirdham (Chhattisgarh)

---- Petitioner**Versus**

1. State Of Chhattisgarh Through The Secretary, Ministry Of Panchayat & Social Welfare, Mahanadi Bhawan, Naya Raipur, Civil & Rev. Dist. Raipur (Chhattisgarh)
2. The Collector, Kabirdham, Civil & Rev. District Kabirdham (Chhattisgarh)
3. The Sub Divisional Officer (Rev). Bodala, Civil & Rev. District Kabirdham (Chhattisgarh)
4. The Tahsildar, Bodala, Civil & Rev. District Kabirdham (Chhattisgarh)
5. Vijay, S/o. Ramji Chandravanshi, Aged About 45 Years R/o Gandaikala, P. S. Pandartarai, Tahsil Bodala, Civil & Rev. District Kabirdham (Chhattisgarh)
6. Shyam Ji, S/o Mohan Chandravanshi, Aged About 60 Years R/o Gandaikala, P. S. Pandartarai, Tahsil Bodala, Civil & Rev. District Kabirdham (Chhattisgarh)

---- Respondent

For Petitioner : Shri Dinesh Tiwari, Advocate.
 For Respondent/State : Shri PK Bhaduri, Govt. Advocate.

Hon'ble Shri Justice Prashant Kumar Mishra**Order On Board****27/06/2016**

1. This writ petition has been preferred by Gram Panchayat, Gandaikala seeking direction to respondent No.4, Tehsildar, Bodala to remove encroachment made by respondents 5 & 6 on Charagah land which belongs to the

Government.

2. Perusal of document (Annexure-P/5) would indicate that Tehsildar has directed respondents 5 and 6 not to proceed with construction on Government land, however, as stated by learned counsel for the petitioner, respondents 5 & 6 have neither stopped the construction nor vacated the Government land.
3. Considering the entire fact situation of the case, the Writ Petition is disposed of with a direction to respondent No.4 to initiate proceeding under Section 248 of the CG LRC, 1959 against respondents 5 and 6 and if they are found to be in possession of any Government land, proceeding be completed for removal of encroachment in accordance with law. Let entire exercise be completed within a period of 4 months from today.

Sd/-
Judge
(Prashant Kumar Mishra)

Barve