

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 1931 of 2016

1. Smt. Sangeeta Bai Ramteke W/o Roshan Lal, Aged About 40 Years Post Sarpanch, Gram Panchayat Faradfod, R/o Village Faradfod, Janpad Panchayat, Dondilohara, District Balod, (Chhattisgarh)

---- Petitioner

Versus

1. State Of Chhattisgarh Through: The Secretary, Panchayat & Rural Welfare Department, Mantralaya, Mahanadi Bhawan, New Raipur, District Raipur, (Chhattisgarh)
2. Sub Divisional Officer (Revenue) & Prescribed Authority, Dondilohara, District Balod, (Chhattisgarh)
3. Tahsildar/Presiding Officer, Dondilohara, District Balod, (Chhattisgarh)
4. Chief Executive Officer, Janpad Panchayat, Dondilohara, District Balod, (Chhattisgarh)
5. Gram Panchayat, Faradfod, Through: The Secretary, Janpad Panchayat, Dondilohara, District Balod, (Chhattisgarh)

---- Respondent

For Petitioner	Shri Praveen K. Dhurandhar, Advocate
For Respondent/State	Shri U.N.S. Deo, Govt. Advocate

Hon'ble Shri Justice Prashant Kumar Mishra

Order On Board

01/08/2016

1. Petitioner has called in question the entire process of no confidence motion initiated against the petitioner on 4-7-2016 to

oust her from the office of Sarpanch, Gram Panchayat Faradfod.

2. The petitioner has statutory alternative remedy under the provisions of Section 21 (4) of the Chhattisgarh Panchyat Raj Adhiniyam, 1993 by making a reference before the Collector.
3. The statute itself provides that such reference has to be decided within four weeks. Thus, the alternative remedy is not only statutory and efficacious, but is to be decided at the earliest. Therefore, the petitioner should avail the alternative remedy.
4. Accordingly, the writ petition is disposed of giving liberty to the petitioner to avail the statutory alternative remedy within 15 days.

Sd/-

Judge

Prashant Kumar Mishra

Gowri