

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 2692 of 2016

1. Savitri Bai Sidar D/o Ranjeet Singh Sidar, Aged About 38 Years
Elected Sarpanch Of Gram Panchayat Puraina, P.S. & Tahsil
Kahrsiya, District Raigarh, (Chhattisgarh)

---- Petitioner

Versus

1. Amarnath Bhardwaj Member Of Janpad Panchayat, R/o Village
Charpara, Gram Panchayat Puraina, P.S. & Tahsil Kharsiya,
District Raigarh, (Chhattisgarh)
2. Hari Prasad Gabel, Up Sarpanch, R/o Gram Panchayat,
Puraina, P.S. & Tahsil Kharsiya, District Raigarh, (Chhattisgarh)
3. Tijram Khandelwa, R/o Gram Panchayat Puraina, P.S. & Tahsil
Kharsiya, District Raigarh, (Chhattisgarh)
4. Yogesh Chouhan, Secretary, Gram Panchayat, Puraina, P.S. &
Tahsil Kharsiya, District Raigarh, (Chhattisgarh)
5. Sub Divisional Officer (R), Officer Kharsiya, District Raigarh,
(Chhattisgarh)

---- Respondent

For Petitioner	Shri F.S. Khare, Advocate
For Respondent No.1 to 3	Shri P.K. Patel, Advocate
For Respondent/State	Shri Arun Sao, Dy. Adv. General

Hon'ble Shri Justice Prashant Kumar Mishra

Order On Board

02/11/2016

1. The impugned order has been passed by the prescribed authority i.e. Sub Divisional Officer (Revenue) in exercise of power under Section 40 of the Chhattisgarh Panchayat Raj Adhiniyam, 1993 ('the Adhiniyam' in short).
2. The impugned order is appealable under Section 91 of the Adhiniyam read with Rule 3 of the Chhattisgarh Panchayats (Appeal and Revision) Rules, 1995.
3. In view of availability of alternative remedy, the writ petition is not maintainable. It is accordingly disposed of with liberty to the petitioner to avail the alternative remedy within a period of 30 days.

Sd/-

Judge

Prashant Kumar Mishra

Gowri