

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 1238 of 2016

Kaushilya Turkiya W/o Shri Chheduram Turkiya, Aged About 39 Years R/o Village Davanboard, Post Mohbhatha, Tehsil Simga And Thana Balodabazar, District Balodabazar Bhatapara (Chhattisgarh)

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Versus

1. State Of Chhattisgarh Through Secretary Department Of Panchayat And Rural Development Mahanadi Bhawan, Mantralaya, New Raipur (Chhattisgarh)
2. Secretary, Panchayat, Department Of Panchayat And Rural Development Mahanadi Bhawan, Mantralaya, New Raipur (Chhattisgarh)
3. Collector, District Balodabazar Bhatapara (Chhattisgarh)
4. Sub Divisional Officer (Revenue), Simga, District Balodabazar Bhatapara (Chhattisgarh)
5. Tehsildar, Simga, District Balodabazar Bhatapara (Chhattisgarh)
6. Chief Executive Officer, Janpad Panchayat, Simga, District Balodabazar Bhatapara (Chhattisgarh)
7. Gram Panchayat Davanboard, Janpad Panchayat Simga, District Balodabazar Bhatapara (Chhattisgarh) Through Its Secretary
8. Ganga Prashad Verma, Upsarpanch, Presently Officiating Sarpanch, Gram Panchayat Davanboard, R/o Village Davanboard, Post Mohbhatha, Tehsil Simga, Thana Balodabazar And District Balodabazar Bhatapara (Chhattisgarh)
9. Smt. Saraswati Dhruw, Panch, Gram Panchayat Davanboard, R/o Village Davanboard, Post Mohbhatha, Tehsil Simga, Thana Balodabazar And District Balodabazar Bhatapara (Chhattisgarh)
10. Smt. Ombati Varma, Panch, Gram Panchayat Davanboard, R/o Village Davanboard, Post Mohbhatha, Tehsil Simga, Thana Balodabazar And District Balodabazar Bhatapara (Chhattisgarh)
11. Smt Kumari Varma, Panch, Gram Panchayat Davanboard, R/o Village Davanboard, Post Mohbhatha, Tehsil Simga, Thana Balodabazar And District Balodabazar Bhatapara (Chhattisgarh)
12. Smt. Savitri Nishad, Panch, Gram Panchayat Davanboard, R/o Village Davanboard, Post Mohbhatha, Tehsil Simga, Thana Balodabazar And District Balodabazar Bhatapara (Chhattisgarh)

13. Smt. Rukhmani Dhruwv, Panch, Gram Panchayat Davanboard, R/o Village Davanboard, Post Mohbhatha, Tehsil Simga, Thana Balodabazar And District Balodabazar Bhatapara (Chhattisgarh)
14. Chaituram Dhurw, Panch, Gram Panchayat Davanboard, R/o Village Davanboard, Post Mohbhatha, Tehsil Simga, Thana Balodabazar And District Balodabazar Bhatapara (Chhattisgarh)
15. Manoj Sahu, Panch, Gram Panchayat Davanboard, R/o Village Davanboard, Post Mohbhatha, Tehsil Simga, Thana Balodabazar And District Balodabazar Bhatapara (Chhattisgarh)
16. Smt Sukalhin Nishad, Panch, Gram Panchayat Davanboard, R/o Village Davanboard, Post Mohbhatha, Tehsil Simga, Thana Balodabazar And District Balodabazar Bhatapara (Chhattisgarh)
17. Smt. Hiraudhi Dhruw, Panch, Gram Panchayat Davanboard, R/o Village Davanboard, Post Mohbhatha, Tehsil Simga, Thana Balodabazar And District Balodabazar Bhatapara (Chhattisgarh)
18. Smt. Dulari Dhruw, Panch, Gram Panchayat Davanboard, R/o Village Davanboard, Post Mohbhatha, Tehsil Simga, Thana Balodabazar And District Balodabazar Bhatapara (Chhattisgarh)
19. Sitaram Dhruw, Panch, Gram Panchayat Davanboard, R/o Village Davanboard, Post Mohbhatha, Tehsil Simga, Thana Balodabazar And District Balodabazar Bhatapara (Chhattisgarh)

---- Respondents

Shri Harsh Wardhan, counsel for the petitioner/s.
Shri Ramakant Mishra, Dy.A.G. for the State.

Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

10/05/2016

Heard on admission.

The No Confidence Motion carried out against the petitioner has been challenged on the ground that within the House, at the time of deliberation, no opportunity of hearing was given to the petitioner.

2. I am afraid, this issue cannot be gone into in this petition. The petitioner has remedy to challenge the same under Section 21 (4) of the Chhattisgarh Panchayat Raj Adhiniyam, 1993 (for short 'the Act of 1993')

3. In view of above consideration, this petition is dismissed with liberty to raise dispute under Section 21 (4) of the Act of 1993.

Sd/-

(Manindra Mohan Shrivastava)
Judge

Deepti