

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****WPS No. 4537 of 2016**

1. Baleshwar Singh S/o Ramprasad Aged About 24 Years R/o Village Chainpur, Tahsil Pali, Police Station Dipka, District Korba, Chhattisgarh.
2. Parmeshar Singh, S/o Ramprasad Aged About 22 Years R/o Village Chainpur, Tahsil Pali, Police Station Dipka, District-Korba, Chhattisgarh.

---- Petitioners**Versus**

1. South Eastern Coalfields Limited Through : Its Chairman And Managing Director, Head Office, Basant Vihar, Seepat Road, Bilaspur, District Bilaspur (Chhattisgarh)
2. Chief General Manager, S.E.C.L. Gevra Project, District-Korba, Chhattisgarh.
3. Senior Manager (Mining), S.E.C.L. Gevra Project, District Korba, Chhattisgarh.
4. Sub Divisional Officer, Katghora, District-Korba, Chhattisgarh.
5. Additional Tahsildar Katghora, District-Korba, Chhattisgarh.
6. Collector Korba, District-Korba, Chhattisgarh.

---- Respondents

For Petitioners	:	Mr. Basant Kaiwartya, Advocate
For Respondents/SECL	:	Mr. H.B. Agrawal, Sr. Advocate along with Mr. Pankaj Agrawal, Advocate
For Respondents/State	:	Mr. Chandresh Shrivastava, Panel Lawyer

Hon'ble Shri Justice Manindra Mohan Shrivastava
Order On Board

07/09/2016

Heard.

1. The petitioners are aggrieved by inaction on the part of the respondents in considering petitioners' claim for grant of employment in lieu of acquisition of land.
2. Learned counsel for the petitioners submits that the land belonging to the mother of the petitioners was acquired by respondents. According to him, there exists policy dated 25/09/1991 which is still in force. There is a provision for grant of employment in lieu of acquisition of land either to the person whose land was acquired or

his / her nominee. Learned counsel submits that the petitioners are the sons of Budhwara Bai W/o Ramprasad, whose land has been acquired. Despite specific representations made from time to time and all verifications completed by revenue authorities and submitted to the respondent authorities of SECL, no decision has been taken nor employment is being provided.

3. From the pleadings and documents which have been placed on record, it is found that there exists a policy dated 25/09/1991 under which, there is provision for grant of employment to one member of the family of the person whose land has been acquired.
4. The petitioners are the sons of one Budhwara Bai W/o Ramprasad, whose land is acquired. The petitioners have applied and there are documents to show that various certificates, verifications have already been processed.
5. Therefore, the claim of the petitioners does not appear to be frivolous and directions can be issued to respondents No. 1 and 2 to consider the claim and take appropriate decision thereupon to give employment to one of the member of the family of the person whose land has been acquired as early as possible preferably within a period of four months from the date of receipt of a copy of this order.
6. The petition is finally disposed off.

Sd/-
(Manindra Mohan Shrivastava)
Judge