

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 3070 of 2016

1. Nirmala Devi Ganjir W/o Bhau Lal Ganjir, Aged About 60 Years
2. Jahid Ullah Khan, S/o Salim Khan, both are R/o Ambedkar Nagar, Ward No. 42, Katora Talab, Civil Lines, Raipur, Distt. Raipur (Chhattisgarh) 492001

---- Petitioner

Versus

1. State Of Chhattisgarh Through Its Secretary, Department Of Urban Administration And Development, Mantralaya, Mahanadi Bhavan, P.S. Mandir Hasaud, Naya Raipur, (Chhattisgarh)
2. Zone Commissioner, Municipal Corporation Of Raipur, District Raipur, (Chhattisgarh)
3. Commissioner, Municipal Corporation Of Raipur, District Raipur, (Chhattisgarh)

---- Respondents

For Petitioners	Shri Pallav Mishra, Advocate
For Respondent-State	Shri P. N. Bharat, Addl. AG
For Respondent Nos.2 & 3	Shri H. B. Agrawal, Senior Advocate with Ms. Meera Jaiswal, Advocate

Hon'ble Shri Justice Prashant Kumar Mishra

Order On Board

14/12/2016

1. Referring to the order passed in WPC No.1518/2016, learned counsel for the petitioners would submit that the petitioners are entitled for a better accommodation than the accommodation offered to them under the BSUP Scheme, because the said houses are small comparing the petitioners' requirement for 6 members of the family.

2. Shri H. B. Agrawal, learned Senior counsel appearing for the Municipal Corporation, Raipur and Shri P. N. Bharat, learned Addl. AG would submit that the petitioners have been offered houses under the BSUP Scheme like other leaseholders, even though the petitioners were not having any lease in their favour and were rank encroacher. They would submit that the respondents are ready and willing to offer flat under the BSUP Scheme to the petitioners, which they may occupy within the time allowed by the Municipal Corporation on payment of usual charges, as has been made applicable to other similarly placed persons.
3. In view of the statement made by the learned counsel for the respondents, nothing survives for adjudication in this writ petition. It is accordingly disposed of.

Sd/-

JUDGE

PRASHANT KUMAR MISHRA

Nirala