

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 366 of 2017

- Nanak Ram Gangwani S/o Bhagwan Das Gangwani, Aged About 55 Years R/o Patpar Bhatapara, Tahsil Bhatapara, District Balodabazar Bhatapara, (Chhattisgarh)

---- Petitioner

Versus

1. State Of Chhattisgarh Through: The Secretary, Department Of Revenue And Disaster Management, Mantralaya, Mahanadi Bhawan, Naya Raipur, (Chhattisgarh)
2. The Collector, Balodabazaar Bhatapara, District Balodabazaar Bhatapara, (Chhattisgarh)
3. Sub Divisional Officer (Rev.), Bhatapara, District Balodabazar Bhatapara, (Chhattisgarh)
4. Assistant Director, Town And Country Planning, Balodabazar Bhatapara, (Chhattisgarh)

---- Respondent

For Petitioner
For Respondent /State

Mr. Prakash Kumar Mishra, Advocate
Mr. Ramakant Mishra, Dy. Ag

Hon'ble Shri Justice Prashant Kumar Mishra
Order On Board

16/2/2017

1. Heard.
2. The petitioner would call in question the order passed by the Collector, Balodabazar-Bhatapara rejecting his application under Section 172 of the C.G. Land Revenue Code, 1959 for diversion of the land for industrial purpose.
3. The impugned order is appealable under Section 44 of the Code, therefore, the writ petition is not maintainable in view of the law laid down by the Supreme Court in the matter of **Union of India and others Vs. Major General Shri Kant Sharma and another, 2015 AIR SCW 2497.**
4. Accordingly, the writ petition is dismissed, as not maintainable.

Sd/-

Judge

(Prashant Kumar Mishra)

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