

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 437 of 2017

- Shobhraj Nagwani, S/o Shri Kundan Lal Nagwani, Aged About 53 Years, R/o Bajrang Nagar, Chirhuldi Ward, Raipur, Civil & Revenue District Raipur.

---- Petitioner

Versus

1. State Of Chhattisgarh Through Its Secretary, Department Of Town & Country Planning, Mantralaya, Mahanadi Bhawan, Naya Raipur.
2. The Collector, District Raipur.
3. Municipal Corporation, Raipur, Through Its Commissioner, Raipur.
4. The Commissioner, Municipal Corporation Raipur.

---- Respondent

And

WPC No. 438 Of 2017

- Deepak Agrawal S/o Shri Girdhari Lal Agrawal, Aged About 49 Years, R/o 16/19, Bajrang Nagar, Near Water Tank, Aamapara, Raipur. Civil & Revenue District Raipur (Chhattisgarh)

---- Petitioner

Vs

1. State Of Chhattisgarh Through Its Secretary, Department Of Town & Country Planning, Mantralaya, Mahanadi Bhawan, Naya Raipur (Chhattisgarh)
2. The Collector, District Raipur (Chhattisgarh)
3. Municipal Corporation, Raipur, Through Its Commissioner, Raipur (Chhattisgarh)
4. The Commissioner, Municipal Corporation Raipur, Chhattisgarh

---- Respondent

And

WPC No. 439 Of 2017

- Shiv Lal Sahu S/o Shri Latel Sahu, Aged About 48 Years, R/o Bajrang Nagar, Chirhuldi Ward, Raipur. Civil & Revenue District Raipur (Chhattisgarh)

---- **Petitioner**

Vs

1. State Of Chhattisgarh Through Its Secretary,
2. Department Of Town & Country Planning, Mantralaya, Mahanadi Bhawan, Naya Raipur (Chhattisgarh)
3. The Collector, District Raipur (Chhattisgarh)
4. Municipal Corporation, Raipur, Through Its Commissioner, Raipur (Chhattisgarh)
5. The Commissioner, Municipal Corporation Raipur, Chhattisgarh

---- **Respondent**

And

WPC No. 440 Of 2017

- Punaram Sharma S/o Shri Kunjal, Aged About 54 Years R/o Lakhe Nagar, Raipur, Civil & Revenue District Raipur (Chhattisgarh)

---- **Petitioner**

Vs

1. State Of Chhattisgarh Through Its Secretary, Department Of Town & Country Planning, Mantralaya, Mahanadi Bhawan, Naya Raipur (Chhattisgarh)
2. The Collector, District Raipur (Chhattisgarh)
3. Municipal Corporation, Raipur, Through Its Commissioner, Raipur (Chhattisgarh)
4. The Commissioner, Municipal Corporation Raipur, Chhattisgarh

---- **Respondent**

And

WPC No. 455 Of 2017

- Smt. Meera Bai W/o Shri Kishan Lal, Aged About 42 Years R/o Bajrang Nagar, Chirhuldi Ward, Raipur. Civil & Revenue District Raipur (Chhattisgarh)

---- Petitioner

Vs

1. State Of Chhattisgarh Through Its Secretary, Department Of Town & Country Planning, Mantralaya, Mahanadi Bhawan, Naya Raipur (Chhattisgarh)
2. The Collector, District Bilaspur (Chhattisgarh)
3. Municipal Corporation, Raipur, Through Its Commissioner, Raipur (Chhattisgarh)
4. The Commissioner, Municipal Corporation Raipur, Chhattisgarh

---- Respondents

For Petitioners	Shri B. P. Sharma, Advocate
For Respondent-Stat	Shri U. N. S. Deo, GA
For Respondent-Corporation	Shri Pankaj Agrawal, Advocate

Hon'ble Shri Justice Prashant Kumar Mishra

Order On Board

23/02/2017

1. Petitioners have preferred these writ petitions seeking restrain order against the respondent authorities from demolishing their respective shop and house.
2. Shri Pankaj Agrawal, learned counsel for the Corporation, on advance copy, would submit that the petitioners have preferred these writ petitions on apprehension without there being any actual threat of demolition of their shop/house. He would further submit that as and when the Corporation initiates action for demolition of the petitioners' shop/house, if already not demolished, principles of natural Justice would be followed.

3. In view of the above statement made by the learned counsel appearing for the Corporation, all the writ petitions are disposed of.
4. It is made clear that at present this Court is not passing any order for rehabilitation of the petitioners, however, the Corporation may consider petitioner's prayer for rehabilitation in accordance with law and on its own merits.

Sd/-

Judge

Prashant Kumar Mishra

Nirala