

(1)

BEFORE HON'BLE HIGH COURT OF CHHATTISGARH AT
BILASPUR

WRIT PETITION (C) No. 389 /2013

PETITIONER :

Dayanath Jha S/o. Late Shri Sital Jha, aged about 59 years, Farmer Sarpanch, R/o of village Khaprikala, Post-Bakal, Police Station Lalbag, Tehsil-Dongargaon, District Rajnandgaon (C.G.)

R. No. 389/13
Presented by Shri. B. Dewani
Dated 12/3/13

VERSUS

RESPONDENT :

1. State of Chhattisgarh, Through:-
Secretary, Panchayat and Rural Welfare Department, Mantralaya, Naya Raipur District Raipur (C.G.)
2. Chief Executive Officer
Zila Panchayat Rajnandgaon Tehsil District Rajnandgaon (C.G.)
3. Chief Executive Officer
Janpad Panchayat Dongargaon Tehsil & District Rajnandgaon (C.G.)
4. Sub Division Officer (Revenue)
Dongargaon Tehsil Dongargaon District Rajnandgaon (C.G.)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION
OF INDIA.

The above named Petitioner respectfully submits as under:-

[Signature]

C.F. 100/-

Single Bench

Amended Inquiries
as per court order dt
13/12/2017
Basant-Dewangan
13/12/17

1. Chandrakashi Jha wife of late Dayanath Jha, aged about 67 years,
2. Bhupendra Jha son of late Dayanath Jha, aged about 39 years,

Both are resident of village Khaprikala, Post - Bakal, Police Station - Lalbag, Tahsil-Dongargaon, District Rajnandgaon (C.G.)

3. Bhaskar Jha son of late Dayanath Jha, aged about 35 years, resident of 106/3/A Balco Nagar, Korba, District Korba (C.G.)

Attested
AK (CJ)
13/12/17



AK

HIGH COURT OF CHHATTISGARH, BILASPURWrit Petition (C) No.389 of 2013

1. Chandrakashi Jha, wife of late Dayanath Jha, aged about 67 years,

2. Bhupendra Jha, S/o late Dayanath Jha, aged about 39 years,

Both are resident of village Khaprikala, Post Bakal, Police Station Lalbag, Tahsil Dongargaon, District Rajnandgaon (C.G.)

3. Bhaskar Jha, S/o late Dayanath Jha, aged about 35 years, R/o 106/3/A, Balco Nagar, Korba, District Korba (C.G.)

---- Petitioners

Versus

1. State of Chhattisgarh, Through Secretary, Panchayat and Rural Welfare Department, Mantralaya, Naya Raipur, District Raipur (C.G.)

2. Chief Executive Officer, Zila Panchayat Rajnandgaon, Tehsil & District Rajnandgaon (C.G.)

3. Chief Executive Officer, Janpad Panchayat, Dongargaon, Tehsil & District Rajnandgaon (C.G.)

4. Sub Division Officer (Revenue), Dongargaon, Tehsil Dongargaon, District Rajnandgaon (C.G.)

---- Respondents

For Petitioners: Mr. Basant Dewangan, Advocate.

For Respondents No.1 and 4/State: -

Mr. Aditya Sharma, Panel Lawyer.

For Respondents No.2 and 3: -

Mr. Pushkar Sinha, Advocate.

Hon'ble Shri Justice Sanjay K. Agrawal

Order On Board

12/12/2017

- Learned counsel for the petitioners would submit that the order of recovery has been issued vide Annexure P-13 under Section 92 of the Chhattisgarh Panchayat Raj Adhiniyam, 1993 against which this writ petition has been filed.

2. After hearing learned counsel for the parties, it is directed that the petitioner is at liberty to file application before the Collector, Rajnandgaon, against the order of the Janpad Panchayat within 15 days from today and in such event, the Collector will consider the application and after hearing the parties concerned, will pass a reasoned and speaking order within three months from the date of receipt of application and for three months, no coercive steps shall be taken against the petitioner, as ordered by this Court on 17-4-2013.
3. The writ petition stands finally disposed of. No order as to cost(s).

Sd/-
Sanjay K. Agrawal
Judge

Soma