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HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 176 of 2017

- Shailendra Kumar Kesharwani S/o Late Chintaram Kesharwani;
Aged About 52 Years R/o Village Gidhoura Tahsil Kasdol, Distt.
Balodabazar Bhatapara (Chhattisgarh)

---- Petitioner

Versus

1. State Of Chhattisgarh Through : Secretary, Revenue
Department, Mahanadi Bhawan Mantralay New Raipur
Chhattisgarh.
2. The Collector, Balodabazar, District Balodabazar Bhatapara
Chhattisgarh.
3. The Sub Divisional Officer (Rev.) Cum Land Acquisition Officer,
Kasdol, District Balodabazar-Bhatapara (Chhattisgarh)

---- Respondent

For Petitioners	Mr. Vineet Kumar Pandey, Advocate
For Respondent /State	Mr. A.S. Kachhwaha, Addl. Advocate General

Hon'ble Shri Justice Prashant Kumar Mishra

Order On Board

25/1/2017

1. Heard.
2. The petitioner is challenging the inadequacy of compensation
allowed in his favour in the award passed by the Land
Acquisition Officer, Kasdol, District Balodabazar Bhatapara.
3. The petitioner has an alternative remedy of moving an
application for reference before the concerned Collector under
Sections 64 and 65 of the Right to Fair Compensation and

Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (in short "the Act, 2013). On such application for reference being made by the petitioner, the Collector is enjoined to refer the matter to the authority constituted under Section 51 of the Act, 2013, for decision making.

4. Let the petitioner move before the concerned Collector within one month, who, in turn, shall refer the matter to the authority constituted under Section 51 of the Act, 2013 within next one month.
5. The writ petition is accordingly disposed of.

Sd/-

Judge

(Prashant Kumar Mishra)

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