

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**Writ Petition (C) No.1713 of 2011**

Smt. Jaishree Gangwani W/o Shri Prakash Gangwani, aged about 45 years, R/o Shankar Nagar, Raipur (CG).

---- Petitioner**Versus**

1. State Of Chhattisgarh Through the Secretary, Department of Town and Country Planning, DKS Bhawan, Mantralaya, Raipur.
2. Municipal Corporation Raipur Through Its Commissioner, Municipal Corporation, Raipur (CG).
3. The Commissioner Municipal Corporation, Raipur (CG).

---- Respondents**WPC No. 369 of 2011**

Smt. Pushphlata Sharma, wife of Shri S.B. Sharma, aged about 42 years, resident of LIG-E28, Devendra Nagar, Raipur (CG).

---- Petitioner**Versus**

1. State Of Chhattisgarh Through the Secretary, Department of Town and Country Planning, DKS Bhawan, Mantralaya, Raipur.
2. Municipal Corporation Raipur, Through Its Commissioner, Municipal Corporation, Raipur.
3. The Commissioner Municipal Corporation, Raipur.

---- Respondents**WPC No. 1253 of 2011**

Ranjeet Kumar Narwani S/o Shri Laxmandas Narwani, aged about 31 years, R/o Panchasheel Nagar, Raipur Tahsil And District Raipur (CG).

---- Petitioner**Versus**

1. State Of Chhattisgarh, through the Secretary, Department of

Town and Country Planning, DKS Bhawan, Mantralaya, Raipur.

2. Municipal Corporation Raipur, through Its Commissioner Municipal Corporation Raipur (CG).
3. The Commissioner, Municipal Corporation, Raipur.

---- Respondents

WPC No. 1255 of 2011

Hundraj Hablani son of Shri Sakhawat Rai Hablani, aged about 44 years, R/o 458 Santa Colony Raipur Tahsil and District, Raipur (CG).

---- Petitioner

Versus

1. State Of Chhattisgarh, through the Secretary, Department of Town and Country Planning, DKS Bhawan, Mantralaya, Raipur.
2. Municipal Corporation Raipur, through Its Commissioner Municipal Corporation Raipur (CG).
3. The Commissioner, Municipal Corporation, Raipur.

---- Respondents

WPC No. 1271 of 2011

1. Sanjay Meghani S/o Shri Rupchand Meghani, aged about 30 years, R/o Civil Lines Raipur (CG).
2. Sumit Kumar S/o Shri Roopchand Meghani, aged about 30 years, R/o Civil Lines Raipur (CG).

---- Petitioner

Versus

1. State Of Chhattisgarh, through the Secretary, Department of Town and Country Planning, DKS Bhawan, Mantralaya, Raipur.
2. Municipal Corporation Raipur, through Its Commissioner Municipal Corporation Raipur (CG).
3. The Commissioner, Municipal Corporation, Raipur (CG).

---- Respondents

WPC No. 1583 of 2011

Dr.Abdul Gani Aadil, son of Shri Mianjan Khan, aged about 61 years, resident of Near Madarsa, Baijnathpara, Raipur, Tahsil and District Raipur (CG).

---- Petitioner

Versus

1. State Of Chhattisgarh, through the Secretary, Department of Town and Country Planning, DKS Bhawan, Mantralaya, Raipur.
2. Municipal Corporation Raipur, through Its Commissioner Municipal Corporation Raipur (CG).
3. The Commissioner, Municipal Corporation, Raipur (CG).

---- Respondents

WPC No. 4337 of 2011

Talbinder Singh, son of late Shri Manendra Pal Singh, aged about 27 years, resident of 61 Nehru Nagar, Bhilai, Tahsil and District Durg (CG).

---- Petitioner

Versus

1. State Of Chhattisgarh, through the Secretary, Department of Town and Country Planning, DKS Bhawan, Mantralaya, Raipur.
2. Municipal Corporation Raipur, through Its Commissioner Municipal Corporation Raipur (CG).
3. The Commissioner, Municipal Corporation, Raipur (CG).

---- Respondents

WPC No. 4637 of 2011

Smt.Popan Devi Meghani, wife of Shri Barunomal Meghani, aged about 70 years, resident of Civil Lines, Raipur (CG).

---- Petitioner

Versus

1. State Of Chhattisgarh, through the Secretary, Department of Town and Country Planning, DKS Bhawan, Mantralaya, Raipur.
2. Municipal Corporation Raipur, through Its Commissioner Municipal Corporation Raipur (CG).

3. The Commissioner, Municipal Corporation, Raipur (CG).

---- Respondents

WPC No. 4638 of 2011

Smt.Pushplata Sharma, wife of Shir Sudeep Sharma, aged about 42 years, resident of Purani Basti, Raipur (CG).

---- Petitioner

Versus

1. State Of Chhattisgarh, through the Secretary, Department of Town and Country Planning, DKS Bhawan, Mantralaya, Raipur.
2. Municipal Corporation Raipur, through Its Commissioner Municipal Corporation Raipur (CG).
3. The Commissioner, Municipal Corporation, Raipur (CG).

---- Respondents

WPC No. 4640 of 2011

Sushil Kumar Meghani, son of Shri Baruno Mal Meghani, aged about 45 years, resident of Civil Lines, Raipur (CG).

---- Petitioner

Versus

1. State Of Chhattisgarh, through the Secretary, Department of Town and Country Planning, DKS Bhawan, Mantralaya, Raipur.
2. Municipal Corporation Raipur, through Its Commissioner Municipal Corporation Raipur (CG).
3. The Commissioner, Municipal Corporation, Raipur (CG).

---- Respondents

WPC No. 4645 of 2011

1. Ramchand Meghani, son of Shri Baruno Mal Meghani, aged about 50 years, resident of Civil Lines, Raipur.
2. Smt. Rajkumari Meghani, wife of Shri Sarwanand Meghani, aged about 55 years, resident of civil lines, Raipur.

---- Petitioners

Versus

1. State Of Chhattisgarh, through the Secretary, Department of Town and Country Planning, DKS Bhawan, Mantralaya, Raipur.
2. Municipal Corporation Raipur, through Its Commissioner Municipal Corporation Raipur (CG).
3. The Commissioner, Municipal Corporation, Raipur (CG).

---- Respondents**WPC No. 4838 of 2011**

Smt. Usha Sundrani, wife of Shri Ramesh Sundrani, aged about 47 years, resident of Katora Talab, Raipur (CG).

---- Petitioner**Versus**

1. State Of Chhattisgarh, through the Secretary, Department of Town and Country Planning, DKS Bhawan, Mantralaya, Raipur.
2. Municipal Corporation Raipur, through Its Commissioner Municipal Corporation Raipur (CG).
3. The Commissioner, Municipal Corporation, Raipur (CG).

---- Respondents**WPC No. 4894 of 2011**

1. Sardar Darshan Singh, son of late Shri S. Malla Singh, aged about 80 years, resident of 61 M.L. Nehru Nagar Old, Bhilai, Tahsil and District Durg (CG).
2. Smt. Jatinder Kaur W/o Lt. Sardar M.P. Singh, aged about 50 years, R/o 61, M.L.Nehru Nagar Old, Bhilai, Tahsil and District Durg (CG).

---- Petitioners**Versus**

1. State Of Chhattisgarh, through the Secretary, Department of Town and Country Planning, DKS Bhawan, Mantralaya, Raipur.
2. Municipal Corporation Raipur, through Its Commissioner Municipal Corporation Raipur (CG).
3. The Commissioner, Municipal Corporation, Raipur (CG).

---- Respondents

WPC No. 5015 of 2011

Mansha Ram Meghani, son of Shri Baruno Mal Meghani, aged about 48 years, resident of Civil Lines, Raipur (CG).

---- Petitioner

Versus

1. State Of Chhattisgarh, through the Secretary, Department of Town and Country Planning, DKS Bhawan, Mantralaya, Raipur.
2. Municipal Corporation Raipur, through Its Commissioner Municipal Corporation Raipur (CG).
3. The Commissioner, Municipal Corporation, Raipur (CG).

--- Respondents

For Petitioner : Mr. B.P. Sharma & Mr. Raza Ali, Advocates
 For State/Respondents: Mr. R.N. Pusty, Govt. Advocate and Mr. H.B. Agrawal, Senior Advocate with Mr. Pankaj Agrawal, Advocate

Mr. Ashok Kumar Chandrakar, Joint Director, Urban Administrative Department, Regional Office, Raipur is present in person.

Hon'ble Shri Justice Sanjay K. Agrawal
Order On Board

23/01/2018

(1) Learned counsel appearing for the petitioners would submit that these writ petitions were preferred by the petitioners on 12.01.2011, 24.02.2011, 02.08.2011 & 10.08.2011 and during the pendency of the instant petitions, the order dated 28.06.2011 has been passed by the respondent authorities without hearing the petitioners and only hearing one Mr. Anil Kumar Rathore erstwhile owner, therefore in the interest of justice the respondent authorities may be directed to consider the case of the petitioners and pass order afresh after hearing the petitioners in accordance with law.

(2) The State counsel on instruction from Mr. Ashok Kumar Chandrakar, Joint Director, Urban Administrative Department, Regional Office, Raipur, who present in the Court would submit that proper opportunity of hearing will be provided to the petitioners before passing order and order will be passed afresh in accordance with law after hearing the petitioners.

(3) In view of the statement made on behalf of State Government, the instant writ petitions are disposed of with a direction to the respondent authorities to pass order afresh after hearing the petitioners in accordance with law by speaking and reasoned order expeditiously within a period of three months from the date of receipt of certified copy of this order.

(4) Interim relief granted earlier by this Court in all the writ petitions shall remain in force for a period of three months.

(5) Presence of Mr. Ashok Kumar Chandrakar, Joint Director, Urban Administrative Department, Regional Office, Raipur is dispensed with.

Sd/-

(Sanjay K. Agrawal)
Judge

L/-