

HIGH COURT OF CHHATTISGARH, BILASPUR

W.P.(227) No. 554 of 2018

Smt. Punam Devi, W/o. Ramlal Gupta, Aged About 42 Years, R/o. Village Balrampur, Tahsil Balrampur, District Balrampur- Ramanujganj, Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh, Through the Secretary, Department Of Revenue Mahanadi Bhawan New Raipur, District Raipur, Chhattisgarh.
2. The Sub Divisional Officer (Revenue), Ramanujganj, District Balrampur- Ramanujganj, Chhattisgarh.
3. The Tahsildar, Balrampur, District Balrampur- Ramanujganj, Chhattisgarh.
4. Smt. Shanti Devi, D/o. Ramchandra Sao, Caste- Teli, R/o. Village Godhanpur, Tahsil Ambikapur, District Surguja, Chhattisgarh.
5. Lalan Yadav, S/o. Badri Yadav, Caste Ahir, R/o. Village Mahavirganj, Tahsil Ramanujganj, District Balrampur- Ramanujganj, Chhattisgarh.

---- Respondents

For Petitioner	:	Mr. A.N.Pandey, Advocate
For Respondents	:	Ms. Astha Shukla, Panel Lawyer

Hon'ble Shri Justice Goutam Bhaduri

Order On Board

09.07.2018

Heard

1. The present petition is against the order dated 04.05.2018 passed by the S.D.O. invoking jurisdiction under Section 144(1) of the Chhattisgarh Land Revenue Code, 1959.
2. Under Section 144(2)(i) of the Chhattisgarh Land Revenue Code, second appeal is provided to the Commissioner. In view of this, an alternative remedy is available, therefore, this Court is not inclined to exercise the jurisdiction under Article 227 of the Constitution. The petitioner shall be at liberty to file a suitable second appeal before the concerned authority as provided under the statute.

3. If the application for condonation of delay is filed along-with the appeal, the Commissioner may decide the same objectively considering the facts of this case.
4. With such observation, the petition stands disposed of.
5. Certified copy of the impugned order be returned to the petitioner after retaining the photocopy of the same.

Ashok

Sd/-
(Goutam Bhaduri)
Judge