

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 1908 of 2018

M/s Swagat Gardens Having Office At Near Gurudwara, Shyam Nagar, Raipur, Distirct- Raipur, Chhattisgarh, Through Its Partner And Authorized Signatory Paramjeet Singh Hora S/o Shri Jasbeer Singh Hora, Aged About 48 Years, R/o Near Gurudwara, Shyam Nagar, Raipur, District- Raipur, Chhattisgarh. **---- Petitioner**

Versus

1. State Of Chhattisgarh Through- The Secretary, Department Of Urban Administration And Development, Mantralaya, Mahanadi Bhawan, Naya Raipur, District- Raipur, Chhattisgarh., District : Raipur, Chhattisgarh
2. The Director Town And Country Planning, R.D.A. Building, Shashtri Chowk Raipur, Distict- Raipur, Chhattisgarh., District : Raipur, Chhattisgarh
3. The Joint Director Town And Country Planning R.D.A. Building, Shashtri Chowk Raipur, District- Raipur, Chhattisgarh. **---- Respondents**

For Petitioner : Mr. Ashish Surana, Advocate.
For Respondents : Mr. Gary Mukhopadhyay, G. A.

Hon'ble Shri Justice Sanjay K. Agrawal

Order On Board

12/07/18

1. Learned counsel for the petitioner would submit that notice was issued to the petitioner on 22.07.2016 (Annexure – P/1) under Section 37(1) of the Chhattisgarh Nagar Tatha Gram Nivesh (Sanshodhan) Adhiniyam, 2010 for removal of illegal construction whereas his application under Section 37(3) of the Chhattisgarh Nagar Tatha Gram Nivesh Adhiniyam, 1973 (for brevity, 'Act of 1973') is pending consideration before respondent authority.
2. I have heard learned counsel for the petitioner.
3. Be that as it may, the respondent No. 2 – Director, Town and Country Planning, Raipur is directed to consider and dispose of the petitioner's application filed under Section 37(3) of the Act of 1973 expeditiously, preferably within a period of two weeks from the date of receipt of copy of this order. However, the petitioner would be at liberty to approach the Court if

any adverse order is passed against him.

4. With the aforesaid observation, the writ petition is disposed of. No order as to cost(s).

SD/-

(Sanjay K. Agrawal)
Judge

Priyanka