

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 3155 of 2018

- Santram Sahu S/o Anturam Aged About 56 Years R/o Tundri, Tahsil And Police Station Dabhra, District Janjgir Champa Chhattisgarh., District : Janjgir-Champa, Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Revenue And Disaster Management Department, Mahanadi Bhawan, Mantralaya, New Raipur Chhattisgarh., District : Raipur, Chhattisgarh
2. The Collector, District Janjgir Champa Chhattisgarh., District : Janjgir-Champa, Chhattisgarh
3. The Tahsildar Dabhra, District Janjgir Champa Chhattisgarh., District : Janjgir-Champa, Chhattisgarh
4. Smt. Pyarilata W/o Ramkumar Dansena, Aged About 40 Years R/o Kiritmal, Tahsil Kharsia, District Raigarh Chhattisgarh., District : Raigarh, Chhattisgarh

---- Respondents

For Petitioner
For Respondent-State

Shri K. K. Pandey, Advocate
Ms. Ashta Shukla, PL

Hon'ble Justice Mr. Prashant Kumar Mishra

Order On Board

19/11/2018

1. The petitioner would submit that his land has been encroached by the respondent and an application moved before the Tehsildar has not been considered.
2. If the land owned by the petitioner is agricultural land, the petitioner has remedy under Section 250 of the Chhattisgarh Land Revenue Code, 1959 for removal of encroachment. If the

land is in the urban area, the petitioner has remedy of filing a civil suit for recovery of possession.

3. Let the petitioner avail the alternative remedy available to him.
4. The writ petition is not maintainable. It is dismissed.

Sd/-
Prashant Kumar Mishra
Judge

Nirala