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HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 3265 of 2018

- Kavita Singh W/o Abhay Kumar Aged About 27 Years R/o Village Arda, Dhelwadih, Tahsil Katghora, Korba, District Korba Chhattisgarh

---- Petitioner

Versus

1. National Highways Authority Of India Through The Office Of Project Director, Project Implementation Unit, D-51, HIG-I, Abhilasha Parisar, Behind Bus Stand, Tifra, Bilaspur, District- Bilaspur, Chhattisgarh
2. The Collector District Korba, Chhattisgarh.
3. The Sub Divisional Officer (Revenue) Tahsil Katghora, District- Korba, Chhattisgarh
4. The Tahsildar Katghora, District- Korba, Chhattisgarh.
5. The Registrar, Katghora District- Korba, Chhattisgarh

---- Respondent

WPC No. 3272 of 2018

- Ramsharan Sahu S/o Shri Sukalu Ram Sahu Aged About 62 Years R/o NH 213, Sahu Mohalla, Haveli Chowk, Post Churi, Ward No. 8, Village Arda, Churi, Tahsil Katghora, Korba, District Korba Chhattisgarh

---- Petitioner

Versus

1. National Highways Authority Of India Through The Office Of Project Director, Project Implementation Unit, D-51, HIG - I, Abhilasha Parisar, Behind Bus Stand, Tifra, Bilaspur, District Bilaspur Chhattisgarh
2. The Collector, District Korba Chhattisgarh.
3. The Sub Divisional Officer (Revenue), Tahsil Katghora, District Korba Chhattisgarh
4. The Tahsildar Katghora, District Korba Chhattisgarh
5. The Registrar Katghora District Korba Chhattisgarh

---- Respondent

WPC No. 3273 of 2018

- Dukalu Ram Kewat S/o Shri Seepat Ram, Aged About 52 Years R/o 349, Binjwarpara, Churikala, Ward No. 5, Churi, Tahsil Katghora, Korba, District Korba Chhattisgarh.

---- Petitioner

Versus

1. National Highways Authority Of India, Through The Office Of Project Director, Project Implementation Unit, D-51, HIG-I, Abhilasha Parisar, Behind Bus Stand, Tifra, Bilaspur, District Bilaspur Chhattisgarh
2. The Collector, District Korba Chhattisgarh
3. The Sub Divisional Officer (Revenue), Tahsil Katghora, District Korba Chhattisgarh
4. The Tahsildar, Katghora, District Korba Chhattisgarh
5. The Registrar, Katghora, District Korba Chhattisgarh

---- Respondent

For Petitioners
For Respondent/State
For Respondent No.1

Mr. Prateek Sharma, Advocate
Mr. Avinash Singh, Panel Lawyer
Mrs. Fouzia Mirza, Advocate

Order On Board By

Hon'ble Mr. Justice Prashant Kumar Mishra

28/11/2018

1. Heard.
2. Learned counsel for the petitioners would submit that because of the order (Annexure-P-1), the petitioners are not allowed to transfer their land within their own family.

3. Learned State Counsel would refer to paragraph 2 of the order (Annexure-P-1) to submit that the petitioners have the remedy of approaching the SDO (Revenue)-cum-Land Acquisition Officer, Katghora for verification and permission to transfer the land.
4. At this Stage, learned counsel for the petitioners, would submit that the petitioners will move before the SDO (Revenue) by filing an application in this regard.
5. Considering the entire facts' situation of the case, the writ petitions are disposed of with direction that if the petitioners file an application in this regard before the SDO (Revenue)-cum-Land Acquisition Officer, Katghora, District Korba within a period of 2 weeks from today, the said SDO (R) shall consider and decide the petitioners' application in accordance with law, at the earliest, preferably within a further period of 6 weeks.

Sd/-
(Prashant Kumar Mishra)
Judge

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