

NAFR

**HIGH COURT OF CHHATTISGARH, BILASPUR****WPC No. 128 of 2019**

- Arun Prakash Jha S/o G. K. Jha Aged About 59 Years R/o Purani Basti, Kurud Road, Kohka Bhilai, Tahsil And District - Durg Chhattisgarh

**---- Petitioner****Versus**

1. State Of Chhattisgarh Through The Secretary, Public Works Department, Mantralaya Mahanadi Bhawan, Atal Nagar, New Raipur District - Raipur Chhattisgarh
2. The Executive Engineer, Public Works Department, Durg Division, District - Durg Chhattisgarh
3. The Sub - Divisional Officer Public Works Division, Sub-Division No.3, Durg, District - Durg Chhattisgarh
4. The Municipal Corporation Bhilai Through Commissioner, District - Durg Chhattisgarh

**---- Respondent**

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|-----------------------|----------------------------------------|
| For Petitioner        | Mr. Gautam Khetrapal, Advocate         |
| For Respondent /State | Mr. HS Ahluwalia, Dy. Advocate General |

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**Order On Board By****Hon'ble Mr. Justice Prashant Kumar Mishra****16/1/2019**

1. Heard.
2. By Notice-Annexure P/1, the petitioner has been directed to remove the encroachment from the Government land.
3. Learned counsel for the petitioner would submit that the petitioner has raised construction on his own land and is not an encroacher.

4. Let respondent No.3 conduct demarcation of the subject land along with adjoining lands with the help of concerned Revenue Inspector in the presence of the petitioner and the owners of the adjoining lands.
5. The demarcation shall be carried on within one month and thereafter, if the petitioner is found to have encroached any parcel of the Government land, the respondents would be at liberty to remove the encroachment.
6. Till the demarcation is carried out, there shall be status quo on the subject land.
7. The writ petition is disposed of.

Sd/-

**(Prashant Kumar Mishra)**

Judge

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