

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 373 of 2019

- Suraj Bai W/o Late Dayal Aged About 62 Years R/o Paraghat Post Jairamnagar, Tahsil Masturi, District Bilaspur, Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Department Of Revenue Mahanadi Bhavan, Mantralaya, Atal Nagar Raipur, Chhattisgarh., District : Raipur, Chhattisgarh.
2. The Tahsildar Masturi, District Bilaspur, Chhattisgarh.

---- Respondents

For Petitioner	:	Shri Yogesh Chandra, Advocate
For Respondent-State	:	Shri Anmol Sharma, PL

Order On Board

By

Hon'ble Justice Mr. Prashant Kumar Mishra

06/02/2019

1. It appears, pursuant to order passed against the petitioner under Section 248 of the Chhattisgarh Land Revenue Code, 1959 for removal of encroachment, the Tehsildar, Masturi is

proceeding ahead to execute the order by summoning report of execution.

2. The petitioner has not assailed the original order passed against the petitioner nor the same could be challenged directly before this Court bypassing the alternative remedy under Section 44 of the Code, 1959.
3. The writ petition is not maintainable, it is accordingly dismissed as not maintainable reserving liberty in favour of petitioner to initiate appropriate proceedings in accordance with law.

Sd/-
Prashant Kumar Mishra
Judge

Ankit