

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 1544 of 2018

Budhram Maitri S/o Shri Chandan Maitri, Aged About 52 Years, R/o Ward No. 11, Purana Basti, Village Saradih, Tahsil and Police Station Dabhara, District Janjgir Champa Chhattisgarh., District : Janjgir-Champa, Chhattisgarh

---- **Petitioner**

Versus

1. State of Chhattisgarh Through The Secretary, Water Resources Department, Mantralaya Mahanadi Bhawan, New Raipur Chhattisgarh., District : Raipur, Chhattisgarh
2. The Collector, District Janjgir Champa Chhattisgarh., District : Janjgir-Champa, Chhattisgarh
3. State of Chhattisgrh, Through The Secretary, Department Of Revenue And Disaster Management, Mantralaya Mahanadi Bhawan, New Raipur Chhattisgarh., District : Raipur, Chhattisgarh
4. The Joint Secretary, Department Of Revenue And Disaster Management, Mantralaya Mahanadi Bhawan, New Raipur Chhattisgarh., District : Raipur, Chhattisgarh

---- **Respondents**

WPC No. 1545 of 2018

Gurud Ram Maitri S/o Shri Chandan Singh, Aged About 58 Years Caste Mouvar, R/o Ward No. 11, Village Saradih, Tahsil And Police Station Dabhara, District Janjgir Champa Chhattisgarh., District : Janjgir-Champa, Chhattisgarh

---- **Petitioner**

Versus

1. State of Chhattisgarh Through The Secretary, Water Resources Department, Mantralaya, Mahanadi Bhawan, New Raipur Chhattisgarh., District : Raipur, Chhattisgarh
2. The Collector, District Janjgir Champa Chhattisgarh., District : Janjgir-Champa, Chhattisgarh
3. State Of Chhattisgrh, Through The Secretary, Department Of Revenue And Disaster Management, Mantralaya Mahanadi Bhawan, New Raipur Chhattisgarh., District : Raipur, Chhattisgarh
4. The Joint Secretary, Department Of Revenue And Disaster Management, Mantralaya Mahanadi Bhawan, New Raipur Chhattisgarh., District : Raipur, Chhattisgarh

---- **Respondents**

WPC No. 1586 of 2018

Jogiram Jaiswal S/o Shri Chain Singh Jaiswal Aged About 53 Years Caste - Kalar, R/o Village Saradih, Patwari Kalka No. 29, Rajaswa Nirikshan Mandal And Tahsil And Police Station - Dabhara, District Janjgir - Champa Chhattisgarh, Present Address House No. G A D / H-22, Hasdeo Vihar,

Collectorate Colony, Janjgir District Janjgir - Champa Chhattisgarh.,
District : Janjgir-Champa, Chhattisgarh

---- **Petitioner**

Versus

1. State of Chhattisgarh Through The Secretary , Water Resources Department , Mantralaya Mahanadi Bhawan New Raipur Chhattisgarh., District : Raipur, Chhattisgarh
2. The Collector District Janjgir Champa Chhattisgarh., District : Janjgir-Champa, Chhattisgarh
3. State Of Chhattisgarh Through The Secretary Department Of Revenue And Disaster Management, Mantralaya Mahanadi Bhawan New Raipur Chhattisgarh., District : Raipur, Chhattisgarh
4. The Joint Secretary Department Of Revenue And Disaster Management Mantralaya Mahanadi Bhawan New Raipur Chhattisgarh., District : Raipur, Chhattisgarh

---- **Respondents**

WPC No. 1712 of 2018

Daulat Ram Maitri S/o Shri Chandan Singh, Aged About 65 Years Caste Mouvar, R/o Ward No. 11, Village Saradih, Tahsil And Police Station Dabhara, District Janjgir Champa Chhattisgarh., District : Janjgir-Champa, Chhattisgarh

---- **Petitioner**

Versus

1. State of Chhattisgarh Through The Secretary, Water Resources Department, Mantralaya, Mahanadi Bhawan, New Raipur Chhattisgarh., District : Raipur, Chhattisgarh
2. The Collector, District Janjgir Champa Chhattisgarh., District : Janjgir-Champa, Chhattisgarh
3. State of Chhattisgarh Through The Secretary, Department Of Revenue And Disaster Management, Mantralaya Mahanadi Bhawan, New Raipur Chhattisgarh., District : Raipur, Chhattisgarh
4. The Joint Secretary, Department Of Revenue And Disaster Management, Mantralaya Mahanadi Bhawan, New Raipur Chhattisgarh., District : Raipur, Chhattisgarh

---- **Respondents**

WPC No. 1750 of 2018

Sadhuram S/o Shri Chain Singh, Aged About 63 Years Caste Kalar, R/o Village Saradih, Tahsil And Police Station Dabhara, District Janjgir Champa Chhattisgarh., District : Janjgir-Champa, Chhattisgarh

---- **Petitioner**

Versus

1. State of Chhattisgarh Through The Secretary, Water Resources Department, Mantralaya, Mahanadi Bhawan, New Raipur Chhattisgarh., District : Raipur, Chhattisgarh

2. The Collector, District Janjgir Champa Chhattisgarh., District : Janjgir-Champa, Chhattisgarh
3. State of Chhattisgarh Through The Secretary, Department Of Revenue And Disaster Management, Mantralaya Mahanadi Bhawan, New Raipur Chhattisgarh., District : Raipur, Chhattisgarh
4. The Joint Secretary, Department of Revenue And Disaster Management, Mantralaya, Mahanadi Bhawan, New Raipur Chhattisgarh., District : Raipur, Chhattisgarh

-----Respondents

For Petitioners	: Mr. Rishi Rahul Soni, Advocate
For Respondents /State	: Mrs. Fauzia Mirza, Additional Advocate General

**Hon'ble Shri Ajay Kumar Tripathi, Chief Justice &
Hon'ble Smt. Justice Vimla Singh Kapoor
Order on Board**

Per Ajay Kumar Tripathi, Chief Justice

18.02.2019

1. The State has filed returns way back between 20.08.2018 to 17.09.2018, indicating that the land of the petitioners have been taken over under the Right to Fair Compensation and Transparency in Land Acquisition Rehabilitation and Resettlement Act, 2013.
2. Despite six months having elapsed since that position having been brought on record by the State, there is no challenge or rebuttal of the position.
3. In view of the changed situation, the Court is not required to get into the academic discussion whether any change in policy brought about in relation to "*Aapasi Sahmati Se Bhumi Kray Niti 2016*", is otherwise required to be interfered or struck down. Since that land is not being taken by the State under the above policy now.

4. All the writs are dismissed.

Sd/-
(Ajay Kumar Tripathi)
Chief Justice

Sd/-
(Vimla Singh Kapoor)
Judge

Santosh