

HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P.(C) No. 258 of 2021

Pushpendra Kumar Jaiswal, S/o. Shri Shant Kumar Jaiswal, Aged About 38 Years, R/o. Village- Sarwani, Tahsil And Police Station- Kharsia, District- Raigarh, Civil And Revenue District- Raigarh, Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh, Through Secretary, Revenue Department, Mahanadi Bhavan, Atal Nagar, New Raipur, District : Raipur, Chhattisgarh
2. The Commissioner, Bilaspur Division, Bilaspur, District- Bilaspur, Chhattisgarh
3. The Collector, Raigarh, District- Raigarh, Chhattisgarh
4. The Sub Divisional Officer/ Land Acquisition Officer Kharsia, District- Raigarh, Chhattisgarh
5. The Executive Engineer, Public Works Department, National Highway Division Bilaspur, District- Bilaspur, Chhattisgarh

---- Respondents

For Petitioner	:	Mr. Manoj K. Sinha, Advocate
For State	:	Mr. Gagan Tiwari, Dy. Govt. Advocate

Hon'ble Shri Justice Goutam Bhaduri

Order On Board

25.01.2021

Heard

1. Learned counsel for the petitioner submits that the land of the petitioner bearing khasra No.192/3 admeasuring 0.080 hectare situated at village Bargarh was acquired for construction of the National highway. Though an amount of Rs.9,82,000/- was paid, however, the petitioner as per the Rehabilitation Scheme is entitled for a further amount of Rs.5,00,000/-. He referred to Annexure P-1 which is a correspondence of the policy of the State issued on 11.09.2015 and would submit that according to the policy, a person whose land is acquired is entitled for a package of rehabilitation of Rs.5,00,000/-. Therefore, the petitioner had made an application Annexure P-3 to the S.D.O. /Land Acquisition Officer, Kharsia, District Raigarh, which may be directed to be decided within a specified time.

2. Without any observation as to the merit of the claim of the petitioner, at this stage, since the prayer has been made to decide the application of the petitioner, it is directed that if the petitioner files a fresh application/ representation along-with the necessary relevant documents for rehabilitation amount of Rs.5,00,000/-, the concerned authority i.e. S.D.O./ Land Acquisition Officer, Kharsia is directed to decide the same within a further period of 90 days from the date of receipt of the representation.
3. With the aforesaid observation, the petition stands disposed off.

Sd/-
(Goutam Bhaduri)
Judge

Aks