

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 4046 of 2021

- Shiv Mangal Singh Pawar S/o Hardayal Singh Aged About 65 Years R/o Gangalur Road, Battipara, Bijapur, Tahsil Bijapur, District Bijapur Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Water Resource Department, Mantralaya, Atal Nagar, Nava Raipur, District Raipur Chhattisgarh
2. The Collector Bijapur, District Bijapur Chhattisgarh
3. Sub Divisional Officer Water Resource, Department Bijapur, District Bijapur Chhattisgarh.
4. Executive Engineer Water Resource, Department, Bijapur, District Bijapur Chhattisgarh.

---- Respondents

For Petitioner : Shri Pushpendra Kumar Patel, Advocate

For Respondent/ State : Shri Ashish Tiwari, G.A.

Hon'ble Shri Justice Goutam Bhaduri

Order on Board

04.10.2021

Heard

1. Learned counsel for the petitioner would submit that the petitioner holds a land bearing Khasra No. 818/1 admeasuring 1.7200 hectare all of a sudden out of the said land 1.15 acres was demarcated to be used for pond and petitioner was forcefully removed from the part of the land and he has been deprived from using the land admeasuring 1.15 acres, therefore petitioner has made a representation to Collector, Bijapur dated 22.09.2021 and prays the same may be considered and in case if the land of the petitioner is

acquired the land acquisition procedure may be drawn.

2. Perused the representation Annexure P-1.
3. After perusal of the representation Annexure P- 1, I do not find any reason to keep the petition pending for the reason that if the land of the petitioner is used or is acquired by government, then in that case the petitioner would be entitled for the compensation, therefore Collector, Bijapur is directed to decide the representation of the petitioner within a period of 90 days from the date of receipt of a copy of this order and in case if land of the petitioner is acquired or used for pond and the petitioner is deprived of using the land admeasuring 1.15 acres of Khasra No. 818/1 at village Bijapur then in such case the proceeding for payment of compensation or other measures which are available to the State for acquisition of land shall be set into motion.
4. With the aforesaid observation the petition stands disposed of.

Sd/-
(Goutam Bhaduri)
Judge

Jyoti