

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 4751 of 2021

1. Shailendra Kumar Verma, S/o Ganga Prasad Verma, Aged About 29 Years, R/o Village Davanbod, Tahsil Simga, Block Simga, District-Baloda Bazar-Bhatapara, Chhattisgarh
2. Purshottam Verma, S/o Nakul Verma, Aged About 51 Years R/o Village Davanbod, Tahsil Simga, Block Simga, District-Baloda Bazar-Bhatapara, Chhattisgarh

---- Petitioners

Versus

1. State of Chhattisgarh Through The Secretary, Department Of Panchayat And Rural Development, Mantralaya, Mahanadi Bhawan, Atal Nagar Nawa Raipur District Raipur Chhattisgarh
2. The Collector District Baloda Bazar-Bhatapara Chhattisgarh.
3. The Sub Divisional Officer (Revenue) Baloda Bazar District Baloda Bazar-Bhatapara Chhattisgarh.
4. The Chief Executive Officer Janpad Panchayat Simga, District Baloda Bazar-Bhatapara Chhattisgarh.
5. Govind Verma S/o Ramesh Verma Sarpanch, Gram Panchayat Davanbod, Tahsil Simga, Block Simga, District Baloda Bazar-Bhatapara Chhattisgarh.

---- Respondents

For Petitioners	:	Mr. Raghvendra Pradhan, Advocate.
For Respondent/State	:	Mr. Ashish Tiwari, Govt. Advocate.

Hon'ble Shri Justice Rajendra Chandra Singh Samant
Order On Board

25/11/2021

1. Heard.
2. This petition has been brought being aggrieved by the order dated 17.9.2021 passed by the respondent No.2, directing the respondent No.4 to enquire into the complaint made by the petitioners against the

respondent No.5 and submit report.

3. It is submitted that under the provision of Section 40 of the Chhattisgarh Panchayat Raj Adhiniyam, 1993(for short ' the Act, 1993) the competent authority for making such inquiry in the complaint regarding financial irregularities is SDO(Revenue), therefore, the impugned order is unsustainable.
4. Learned State counsel submits that appropriate orders be passed.
5. After considering on the submissions and taking into consideration the provision under Section 40 of the Act, 1993, the petition is disposed off at motion stage. Respondent No.2 is directed to proceed on the complaint filed by the petitioner in strict compliance with the Section 40 of the Act, 1993.
6. Accordingly, the petition is disposed off.

Sd/-
(Rajendra Chandra Singh Samant)
Judge