

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 4994 of 2021

- Smt. Laxmi Sodhi W/o Arjun Sodhi, Aged About 40 Years, resident of Darapara, Bijapur, Tahsil and District Bijapur Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh : Through the Secretary, Revenue and Disaster Management Department, Mahanadi Bhawan, Mantralaya, Nawa Raipur Chhattisgarh
2. The Collector, District Bijapur Chhattisgarh
3. The Sub-Divisional Officer (Revenue), Bijapur District Bijapur Chhattisgarh
4. The Tahsildar, Bijapur, District Bijapur Chhattisgarh
5. Umesh Patel the then working as Tahsildar, Bijapur, District Bijapur Chhattisgarh (presently posted at Nawa Raipur, Chhattisgarh Sanvad, District Raipur Chhattisgarh)
6. Ratna Sodhi daughter of Marya, Aged About 38 Years, resident of Main Road, Bijapur, District Bijapur Chhattisgarh
7. Padamtinti Dinesh (P. Dinesh) son of P. Sushil Kumar, resident of Main Road, Near Collectorate, Bijapur, Tahsil and District Bijapur Chhattisgarh (Purchased The Land Khasra No. 156/4)
8. Abdul Jamil Khan son of Ahmed Khan, resident of Bijapur District Bijapur Chhattisgarh
9. Abdul Wahid Khan son of Ahmed Khan, resident of Pratap Ganj Para, Jagdalpur, District Bastar Chhattisgarh (Khasra No. 156/1)
10. Abdul Khalil Khan son of Ahmed Khan, resident of Pratap Ganj Para, Jagdalpur, District Bastar Chhattisgarh (Khasra No. 156/2)
11. Abdul Imtiyaz Khan son of Khalil Khan, resident of Main Road, near Tahsil Office, Bijapur, District Bijapur Chhattisgarh (Khasra No. 156/7)
12. Sheikh Salim Pasha son of Maqbul Ali, resident of Bhattipara, Bijapur Tahsil and District Bijapur Chhattisgarh (Khasra No. 156/9 and 156/16)
13. Rajni Gupta daughter of Rajendra Gupta, resident of Block Colony, Bijapur Tahsil and District Bijapur Chhattisgarh (Khasra No. 156/10)
14. P. Durga Prasad son of Mallaiya, resident of Main Road, Darapara, Bijapur Tahsil and District Bijapur Chhattisgarh (Khasra No. 156/11)
15. Subbarao son of G. Kotaiya, resident of near Collectorate, Main Road, Bijapur, Tahsil and District Bijapur Chhattisgarh (Khasra No. 156/12)
16. Sanjay Jain son of Bhagatmal Jain, resident of near Tahsil Office, Main Road Bijapur, Tahsil and District Bijapur Chhattisgarh (Khasra No. 156/13 and 156/15)
17. P. Sushil son of Chandaiya, resident of Main Road, Tahsil Para, Bijapur, Tahsil and District Bijapur Chhattisgarh (Khasra No.156/14)
18. Sheikh Lal Pasha son of Maqbul Ali, resident of near New Bus Stand, Bijapur, Tahsil and District Bijapur Chhattisgarh (Khasra No. 156/17)

19. P. Rakesh son of P. Sushil Kumar, resident of Main Road, near Collectorate Office, Bijapur, Tahsil and District Bijapur Chhattisgarh (Khasra No. 156/18)
20. K. G. Kamla wife of Vidyapati, resident of Hospital Para, Bijapur, Tahsil and District Bijapur Chhattisgarh (Khasra No.156/19)

---- Respondents

For petitioner – Mr. Kamlesh Kumar Pandey, Advocate.

For State-respondents – Ms. Akanksha Jain, Deputy Govt. Advocate.

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

03-12-2021

1. Heard.
2. This petition has been brought against the impugned order dated 07-09-2021 passed by the Tehsildar/respondent No.4 directing the eviction of the petitioner from the disputed property in exercise of power under Section 250 of C.G. L.R.C., 1959.
3. After hearing learned counsel for the parties represented, it is observed that the impugned order is appealable before S.D.O./respondent No.3. Therefore, this petition is disposed off at the motion stage. The petitioner is granted liberty to prefer appeal before S.D.O. Revenue within a time limit of 30 days and also, she is at liberty to file application for grant of stay on the impugned order before the same authority. It is ordered that during this period the appeal is filed and the stay application is decided by the respondent No.3, the effect and operation of the impugned order shall remain stayed for a period of 40 days from today. The respondent No.3 is also directed to decide the application for grant of interim relief expeditiously.
4. With these observations, the petition stands disposed off.

Sd/-

(Rajendra Chandra Singh Samant)
Judge