CGHC010081372021 2026:CGHC:43189

RUCHI YADAV Digitally signed by RUCHI YADAV

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPC No. 1859 of 2021

1 - Ghanshyam Das Gangwani (Died Through Lrs) As Per Honble Court Order Dated 14-08-2025 And 11-08-2026

1.1 - Bharat Gangwani S/o Late Shri Ghanshyam Das Gangwani Aged About 59 Years R/o Near Laxmi Talkies, Gandhi Chowk, Main Road Bilaspur, Tahsil And District Bilaspur (C.G.)

1.2 - Kamal Gangwani S/o Late Shri Ghanshyam Das Gangwani Aged About 55 Years R/o Near Laxmi Talkies, Gandhi Chowk, Main Road Bilaspur, Tahsil And District Bilaspur (C.G.)

... Petitioner(s)

versus

1 - State of Chhattisgarh Through Its Chief Secretary, Rajasva Evam Apada Prabandhan Evam Punarvas Vibhag, Mantralaya, Mahanadi Bhavan, Mantralay, New Raipur, Atal Nagar, Raipur Chhattisgarh, District : Raipur, Chhattisgarh

2 - Collector Bilaspur Chhattisgarh, District : Bilaspur, Chhattisgarh

3 - Tahsildar, Bilha, District Bilaspur Chhattisgarh, District : Bilaspur, Chhattisgarh

... Respondent(s)

(Cause title taken from CIS Periphery)

For Petitioner(s)	:	Mr. Priyank Pandey, Advocate
For Respondent/State	:	Mr. Akhilesh Kumar, Government Advocate

SB: Hon’ble Mr. Justice Amitendra Kishore Prasad

Order on Board

06/10/2026

1. By way of this petition, the petitioner has prayed for following reliefs:-

> “10.1 That, this Hon'ble Court may kindly be pleased to call the entire records of the case, from the Court below.
>
> 10.2. That this Hon'ble Court be kindly be pleased to direct the Respondent specially the Respondent No.02, i.e. Collector Bilaspur to proceed the claim of the Petitioner on the basis of his application dtd. 22.04.2020, in the continuation of the Revenue case No. 04/A-20(1) 2008-09, Villiage Badri Patwari Halka No. 01, and further be directed to decide the case of the Petitioner within limited period affixed by This Hon'ble Court.
>
> 10.3. That any other relief/order which may deem fit and just in the facts and circumstances of the case including award of the costs of the petition may also be granted in the favour of the petitioners and against the Respondents.”

2. Learned counsel for the petitioner submits that the petitioner has filed the present petition seeking grant of lease on the basis of memo dated 11.09.2019, whereby the State Government had directed that if the concerned persons are in possession of the land for a long period, they may submit an application for grant of lease, which shall be considered

in accordance with law. He further submits that the present petition has been filed as, despite submission of the relevant application, the same has not been decided and the lease/patta has not been granted in favour of the petitioner in terms of the memo dated 11.09.2019.

3. Learned State counsel submits that the aforesaid memo dated 11.09.2019 has already been withdrawn by the State Government vide memo dated 23.07.2024 and, therefore, the said memo is no longer in existence. He further submits that the petitioner cannot claim any relief on the basis of the withdrawn memo dated 11.09.2019.

4. Heard counsel for the parties and perused the material available on record.

5. Considering the facts and circumstances of the case and, in particular, the fact that the memo dated 11.09.2019 has already been withdrawn vide memo dated 23.07.2024 and is no longer in existence, no relief can be granted to the petitioner on the basis thereof. It is also submitted by the parties that the original petitioner has expired. However, in view of the withdrawal of the memo dated 11.09.2019 itself, no relief can be granted in the present petition.

6. Accordingly, the present petition stands **dismissed.**

Sd/-

(Amitendra Kishore Prasad)

Judge

Ruchi