CGHC010325272022

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPC No. 4403 of 2022

VISHAKHA BEOHAR

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1 - M/s Guru Shree Minerals Private Limited (A Registered Private Limited Company Registered Under The Relevant Provision Of Company Act) Registered Address Shop No. 39-42, Krishna Complex, Dhimrapur Road, Raigarh (C.G.) Through Its Authorized Representative Nirmal Agrawal, S/o Suresh Chand Agrawal, Aged Around 37 Years, R/o Flat No.604, 6th Floor, Block C, Gurushree Tower, Rambhata, Raigarh, Tahsil And District Raigarh, Chhattisgarh.

... Petitioner(s)

versus

1 - State Of Chhattisgarh Through The Secretary, Ministry Of Revenue And Disaster Management, Mahanadi Bhawan, Mantralaya, Naya Raipur, District : Raipur, Chhattisgarh

2 - The Collector Janjgir-Champa, District : Janjgir-Champa, Chhattisgarh

3 - The S.D.O. Sakti / Jaijaipur, District : Janjgir-Champa, Chhattisgarh

4 - The Tahsildar Jaijaipur, District : Janjgir-Champa, Chhattisgarh

5 - Ratan Singh S/o Ganesh Ram Aged About 40 Years R/o Umreli, Tahsil Korba, District : Korba, Chhattisgarh

6 - Rajeshwari W/o Ratan Singh Aged About 37 Years R/o Umreli, Tahsil Korba, District : Korba, Chhattisgarh

7 - Chhatrapal Singh S/o Ratan Singh Aged About 18 Years R/o Umreli, Tahsil Korba, District : Korba, Chhattisgarh

8 - Jyoti Kumari D/o Ratan Singh Aged About 13 Years Through Mother And Natural Guardian Rajeshwari W/o Ratan Singh (I.E. Respondent No. 6 Herein), R/o Umreli, Tahsil Korba, District : Korba, Chhattisgarh

9 - Priti Kumari D/o Ratan Singh Aged About 10 Years Through Mother And Natural Guardian Rajeshwari W/o Ratan Singh (I.E. Respondent No. 6 Herein), R/o Umreli, Tahsil Korba, District : Korba, Chhattisgarh

... Respondents

(Cause-title taken from the Case Information System)

For Petitioner :- Ms. Pragati Pandey, Advocate on behalf of Mr. Hari Agrawal, Advocate

For State :- Mr. Avinash Chand Sahu, Dy. A.G.

SB-Hon'ble Shri Justice Amitendra Kishore Prasad

Order on Board

28.10.2026

1. The petitioner has filed this Writ Petition seeking following reliefs:-

> *"a. A writ and/or an order in the nature of appropriate writ do issue calling the entire*

records of the case pertaining to the case of the petitioner.

b. A writ and/or an order in the nature of appropriate writ do issue quashing and setting the order dated 11.03.2022 (Annexure P-1), in the facts and circumstances of the case and in the interest of justice.

c. A writ and/or an order in the nature of appropriate writ do issue quashing and setting aside the show cause notice dated 25.03.2022 (Annexure P-8) and the consequent proceedings initiated thereto, in the facts and circumstances of the case and in the interest of justice.

d. Any other relief which this Hon'ble Court may deem fit in the facts & circumstances of case.

e. Cost of the petition may also be awarded."

2. At the outset, learned counsel for the petitioner submit that the issue involved in the present writ petition stands squarely covered by the order passed by this Court in ***WPC No. 1640 of 2022 (M/s Guru Shree Mineral Private Limited v. State of Chhattisgarh and another)*** and other bunch of petitions on 08.10.2026**.** It is prayed that the present writ petition may also be disposed of in terms of the observations and findings recorded therein.

3. Learned State counsel does not oppose the aforesaid submission and supports the prayer for disposal of the present writ petition in terms of the order passed in the aforesaid matter.

4. I have heard learned counsel for the parties and perused the record.

5. Since the grievance of the petitioner is identical to the one considered in ***WPC No. 1640 of 2022 (M/s Guru Shree Mineral Private Limited v. State of Chhattisgarh and another)*** *and other bunch of petitions on 08.10.2026*, and the petitioner in the present case is also seeking the same relief, the writ petition is accordingly ***disposed of*** in terms of and in line with the aforesaid order. The relevant paragraphs of the said order are reproduced below:–

> *"5. Upon consideration of the submissions advanced by learned counsel for the parties, it appears that the impugned order dated 11.03.2022 has been passed by the Collector without affording the petitioners an opportunity of hearing. In the interest of justice, it would be appropriate to remand the matter to the concerned Collector for fresh consideration after providing due opportunity of hearing to the petitioners.*
>
> *6. Accordingly, the impugned order dated 11.03.2022 (Annexure P/1) is hereby set aside. The matter is remitted to the concerned Collector for fresh consideration. The Collector shall afford due opportunity of hearing to the petitioners and other concerned parties and thereafter pass a reasoned and speaking order in accordance with law.*
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> *7. The parties are directed to appear before the concerned Collector on 09.12.2026. The Collector*

shall proceed with the matter in accordance with law and ensure that an appropriate decision is taken after considering the submissions of the parties and the material available on record.

8. It is made clear that this Court has not expressed any opinion on the merits of the dispute, and the concerned Collector shall decide the matter independently, in accordance with law.

9. Accordingly, the petitions are disposed of. No order as to costs."

No order as to cost(s).

sd/-

(Amitendra Kishore Prasad)
Judge

Vishakha