CGHC010398922026 2026:CGHC:46681

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AMIT PATEL
HIGH COURT OF CHHATTISGARH
05-11-2026 10:25:43 AM IST
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HIGH COURT OF CHHATTISGARH AT BILASPUR

WPC No. 5290 of 2026

1 - Rajesh Singh Son Of Mahendra Singh Aged About 29 Years Occupation (Occupation), Resident Of Ward No. 12, Nawadih Tatapani, Tehsil Balrampur, District Surguja, Chhattisgarh

2 - Tinkoo Paikra, Son Of Dhanushdhari Paikra, Aged About 26 Years Occupation (Occupation), Resident Of House No. 55, Khalpara Dawansara, Tehsil Odgi, District Surajpur, Chhattisgarh

... Petitioner(s)

versus

1 - State Of Chhattisgarh Through The Secretary, Department Of Revenue And Disaster Management, Mahanadi Bhawan, Mantralaya, Nava Raipur, Atal Nagar, District Raipur, Chhattisgarh.

2 - The Commissioner, Surguja Division, Ambikapur, District Surguja (C.G.)

3 - The Collector, District Surguja, Office Of The Collector, Ambikapur, District Surguja, Chhattisgarh

4 - The Sub-Divisional Officer (Revenue), Ambikapur, District Surguja, Chhattisgarh.

5 - Satyendra Singh, Son Of Vasudev Singh, Occupation (Occupation), Resident Of (Address_of_respondent_4), Tehsil Ambikapur, District Surguja, Chhattisgarh

.. Respondent(s)

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For Petitioner(s) **:** Mr. Hariom Rai, Advocate
For Respondent(s) **:** Ms. Akanksha Verma, PL

Hon'ble Mr. Justice Amitendra Kishore Prasad

Order on Board

04.11.2026

1. Learned counsel appearing on behalf of the petitioners submits that the petitioners have this Court with the limited prayer for issuance of an appropriate direction to the respondent-authorities, particularly Respondent No. 4, the Sub-Divisional Officer (Revenue), Ambikapur, to expedite the proceedings in Revenue Case No. 202203021800084/09/A23/2021-22, which has been pending consideration before the said authority since March, 2022, without any final adjudication. Hence, the petitioners have filed the present petition seeking the following reliefs:

> *" 10.1 Issue an order (writ or Mandamus) or any other suitable order or direction, directing the respondent No. 4, the Sub-Divisional Officer (Revenue), Ambikapur, to hear and decide Revenue Case No. 202203021800084/ 09/A23/2021-22,(Rajesh Singh and Anr. vs. Satyendra Singh) quickly, preferably within*

three months as prescribe under the proviso of Section 170(B)(2-A) of Code from the date they receive the order from this Court in the interest of justice.

10.2 Any other relief, which this Hon'ble Court may deem fit and proper, may also be passed in favour of the petitioner.

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2. Vide order dated 15.10.2026, the Sub-Divisional Officer (Revenue), Ambikapur, was directed to file an affidavit explaining the reasons for non-disposal of the application preferred by the petitioner under Section 170-B of the Chhattisgarh Land Revenue Code, 1959. Pursuant to the said direction, an affidavit has been filed, wherein it has been stated that the private respondent had raised an objection with regard to the maintainability of the application under Section 170-B, which was rejected by the concerned Sub-Divisional Officer (Revenue). Aggrieved thereby, the private respondent preferred a revision before the Additional Collector, Surguja (C.G.), which remained pending consideration and was ultimately decided vide order dated 26.05.2025.

3. At this stage, learned counsel appearing on behalf of the State, on instructions received from the concerned authorities, submits that the application preferred by the petitioners under Section 170-B of the Chhattisgarh Land Revenue Code, 1959, is pending consideration before the concerned Sub-Divisional Officer

(Revenue). It is further submitted that the said authority shall take up the matter for consideration and pass an appropriate order on the application, strictly in accordance with the applicable provisions of law, within an outer limit of 30 working days.

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4. Having considered the submissions advanced by learned counsel for the parties and upon perusal of the affidavit filed by the State, this Court finds that the delay in disposal of the application preferred by the petitioners under Section 170-B of the Chhattisgarh Land Revenue Code, 1959, has been explained by the intervening proceedings arising out of the objection raised by the private respondent regarding the maintainability of the said application and the subsequent revision preferred before the Additional Collector, Surguja (C.G.), which was ultimately decided vide order dated 26.05.2025. The explanation furnished by the concerned authority appears to be satisfactory. However, considering the fact that the application under Section 170-B of the Code is still pending consideration, as well as the statement made by learned State counsel on instructions, this Court deems it appropriate to direct the concerned Sub-Divisional Officer (Revenue) to consider and decide the petitioners' application under Section 170-B of the Chhattisgarh Land Revenue Code, 1959, on its own merits, strictly in accordance with law by passing an appropriate order, **within an outer limit of 30 working days** from the date of receipt of a copy of this order.

5. It is made clear that this Court has not expressed any opinion on the merits of the claim of the petitioners and all issues are left open to be decided by the competent authority in accordance with law.

6. With the aforesaid observations and directions this writ petition stands **disposed of.**

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SD/-

(Amitendra Kishore Prasad)

Judge

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