CGHC010399512026 2026:CGHC:44188

NAFR

PRIYANKA VERMA
Digitally signed by PRIYANKA VERMA
Date: 2026.10.14 16:40:15 +0530

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPC No. 5239 of 2026

1 - Preeti Gupta D/o Balkrishna Gupta Aged About 53 Years

2 - Sarita D/o Balkrishna Gupta Aged About 60 Years

3 - Sangita D/o Balkrishna Gupta Aged About 59 Years

4 - Nibha Rani D/o Balkrishna Gupta Aged About 46 Years

5 - Sandhya D/o Balkrishna Gupta Aged About 56 Years

All are R/o Village Chandeli Tehsil Chandrapur District Sakti Chhattisgarh

... Petitioners

versus

1 - State Of Chhattisgarh Through Secretary Department Of Revenue And Disaster Management Mantralaya, Mahanadi Bhawan Raipur, District Raipur Chhattisgarh

2 - Secretary Department Of Water Resource Mantralaya, Mahanadi Bhawan Raipur, District Raipur Chhattisgarh

3 - Collector Sakti District Sakti Chhattisgarh

4 - Sub Divisional Officer (Revenue) Cum Land Acquisition Officer Dabhra, District Sakti Chhattisgarh

5 - Executive Engineer Water Resource Department (Kalma Bairaj) Raigarh Division, District Raigarh Chhattisgarh

... Respondents

For Petitioners	**:**	Mr. Hariom Rai, Advocate
For State	**:**	Mr. Amit Nayak, PL

Hon'ble Shri Justice Amitendra Kishore Prasad

Order on Board

13/10/2026

1. This petition has been preferred by the petitioners under Article 226 of the Constitution of India seeking following reliefs:-

> *"10.1 That, this Hon'ble Court kindly be pleased to direct the respondents authorities to initiate the acquisition proceeding on the basis of spot inspection conducted on 24.01.2024 and conclude the same within the time frame.*
> *10.2 That this Hon'ble Court kindly be pleased to direct the respondents for granting interest under Section 80 of The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act from the date of dispossession.*
> *10.3 Any other relief, which this Hon'ble Court may deem fit and proper, may also be passed in favour of the petitioner."*

2. Learned counsel for the petitioners submits that petitioners No.1 to 5 are the respective owners of land bearing Khasra Nos.7/9, 7/7, 7/4, 7/10 and 7/8, each admeasuring 0.0470 hectare, situated at Village Chandeli, Tahsil Chandrapur, District Sakti (C.G.). It is further submitted that after construction of the Kalma Bairaj, a portion of the petitioners' agricultural land has come under the submergence area of the said Bairaj. However, no acquisition proceedings have been drawn with respect to the petitioners' land falling under the submergence area. Therefore, it is prayed that at this stage liberty may be granted to the petitioners to file a fresh representation for redressal of their grievances, and a direction be

issued to the respondent authorities. (respondents No.2 & 3) to decide the representation, initiate acquisition proceedings, and grant compensation to the petitioners.

3. Learned State counsel submits that the present petition may be disposed of with appropriate direction.

4. Having considered the limited prayer made by counsel for petitioners, without entering into the merits of the case, this petition is disposed of granting liberty to the petitioners to file a fresh representation before respondent authorities along with all necessary documents and a copy of this order, within a period of 15 days from today. In the eventuality of filing such representation by the petitioners, the respondent authorities are directed to get demarcated the subject land of petitioners within a further period of 45 days from the date of filing of representation, and if it is found that the said land of petitioners has come in submergence/affected area of the said Bairaj, then appropriate proceedings be initiated for grant of compensation to the petitioners.

5. The aforesaid proceedings with regard to acquisition and grant of compensation be concluded within a further period of 90 days from the date of demarcation of aforesaid land of petitioners.

6. With the aforesaid observation and direction, this writ petition stands disposed of.

7. Interlocutory application(s), pending if any, also stands disposed of.

Sd/-

(Amitendra Kishore Prasad)
Judge

Priyanka