CGHC010403292026 2026:CGHC:45435

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RUCHI YADAV Digitally signed by RUCHI YADAV

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPC No. 5415 of 2026

1 - Rajim Bai Chandel W/o Mukesh Chandel Aged About 35 Years R/o House No.78, Ward No. 06, Shyampur, Rajnandgaon, Chuikhadan District-Khairagarh-Chhuikhadan-Gandai, C.G.

2 - Lila W/o Pawar Singh Merawi Aged About 30 Years R/o Ward No.05, Saraipatera, Salhewara, Rajnandgaon District-Khairagarh-Chhuikhadan-Gandai, C.G.

3 - Kusum W/o Nehrulal Janghel Aged About 29 Years R/o House No.02 Ward No.1 Amaghatkada, Post-Udaypur, Amaghatkada District- Rajnandgaon (C.G.)

4 - Mangal Bati Dhurve W/o Valeshwar Kumar Dhurve Aged About 26 Years R/o Sarodhi, Sardhi, Rampur, Rajnandgaon Dist-Rajnandgaon (C.G.)

5 - Dushyant Kumar Janghel W/o Krishna Janghel Aged About 24 Years R/o House No.60, Ward No.03 Salhekala, Post- Kutelikala, Rajnandgaon Dist-Rajnandgaon (C.G.)

6 - Domar Singh S/o Ramlal Aged About 36 Years R/o Khairbana Rajnandgaon Dist- Rajnandgaon (C.G.)

7 - Kanshiram Porte S/o Budharuram Porte Aged About 49 Years R/o House No. 129, Ward No. 11, Pailimeta Village, Rajnandgaon Dist-Rajnandgaon (C.G.)

8 - Rikhiram Patel S/o Johar Ram Patel Aged About 55 Years R/o Karuda, Rajnandgaon Dist- Rajnandgaon (C.G.)

9 - Premlal Sahu S/o Dasru Aged About 53 Years R/o Jeeratola Chuchakpur, Thakurtola, Rajnandgaon Dist- Rajnandgaon (C.G.)

... Petitioner(s)

versus

1 - State Of Chhattisgarh Through Its Principal Secretary, Panchayat And Rural Development Department, Mantralaya, Mahanadi Bhawan, Nava Raipur Atal Nagar, C.G.

2 - Secretary, Finance Department, Mantralaya, Mahanadi Bhawan, Nava Raipur Atal Nagar, C.G.

3 - Director, Panchayat Development Bhawan, North Block, Sector- 19, Nava Raipur Atal Nagar, C.G.

4 - Development Commissioner, Chhattisgarh, Development Bhawan, North Block, Sector- 19, Nava Raipur Atal Nagar, C.G.

5 - Collector, District-Khairagarh-Chhuikhadan-Gandai, Chhattisgarh Chief Executive Officer, Zila Panchayat, Khairagarh- Chhuikhadan-Gandai, C.G.

6 - Chief Executive Officer/prabhari Chief Executive Officer, Janpad Panchayat Chhuikhadan, District Khairagarh- Chhuikhadan-Gandai, C.G.

7 - Smt. Keshwari Dewangan, Vikas Vistar Adhikari, Presently Functioning As Prabhari Chief Executive Officer, Janpad Panchayat Chhuikhadan, District-Khairagarhchhuikhadan-Gandai, C.G.

... Respondent(s)

(Cause title taken from CIS Periphery)

For Petitioner(s)	**:**	Mr. Syed Ishhadil Ali, Advocate
For State/Respondent	**:**	Mr. Anway Tiwari, P.L. appears on advance copy

SB: Hon’ble Mr. Justice Amitendra Kishore Prasad

Order on Board

28/10/2026

1. By way of this petition, the petitioners have prayed for following reliefs:-

> **“**10.1 Issue an appropriate writ, order or direction calling for the complete original record concerning the posting of Respondent No. 8 as Prabhari Chief Executive Officer and the subsequent conferment/exercise of financial and DDO powers;
>
> 10.2 Direct the Respondents to disclose the precise statutory provision, rule, order or delegation under which Respondent No. 8 has been declared or permitted to function as Head of Office and/or Drawing & Disbursing Officer;
>
> 10.3 Direct production of the specific order, if any, declaring Respondent No. 8 as Head of Office/DDO;
>
> 10.4 Direct production of the Finance Department's Treasury/competent-authority advice/concurrence and all authorizations relied upon for permitting Respondent No. withdraw and disburse public funds;
>
> 10.5 Hold that the mere conferment of " प्रभारी मुख्य कार्यपालन अधिकारी" status or "सम्पूर्ण प्रभार" does not, without compliance with the applicable financial rules, by itself establish the independent DDO/financial authority of Respondent No. 8.
>
> 10.6 In the event this Hon'ble Court finds that Respondent No. 8 has been exercising DDO/financial powers without lawful

authority, direct the withdraw/revoke such financial powers competent authorities to and entrust the same to a duly competent and legally authorized officer;

10.7 Direct an independent/special financial audit of Janpad Panchayat Chhuikhadan for the period commencing from 06.10.2025, or such other appropriate date as this Hon'ble Court may deem fit, particularly in respect of transactions undertaken under the authority/signature of Respondent No. 8;

10.8 Direct that the audit specifically examine: (i) treasury withdrawals, (ii) bank withdrawals, (iii) cheques, (iv) e-payments, (v) bills and vouchers, (vi) financial sanctions, (vii) procurement, (viii) tender proceedings, (ix) scheme-wise expenditure, (x) payments to contractors/suppliers/beneficiaries, (xi) authority of signatories, and (xii) compliance with applicable financial rules.

10.9 Direct preservation of all original financial and electronic records,

10.10 Direct the competent authorities to take action for recovery/fixation of responsibility if any financial loss or irregularity is found upon lawful audit.

10.11 Direct the competent authority to consider and decide the Petitioner's representation/complaint annexure-P/1 by a reasoned and speaking order within a fixed period.

10.12 Pass any other order which this Hon'ble Court may deem just, fit and proper in the Interest of justice."

2. At the outset, learned counsel appearing for the petitioners seeks permission of this Court to withdraw the present petition, with liberty to file a duly constituted fresh petition.

3. Learned State counsel appearing for the State/respondent has no objection to the prayer made by learned counsel for the petitioners.

4. In view of the submission made by learned counsel for the petitioners, the prayer for withdrawal is allowed.

5. Accordingly, the present petition stands **dismissed as withdrawn** with liberty as prayed for.

Sd/-

(Amitendra Kishore Prasad)

Judge

Ruchi