CGHC010428652026 2026:CGHC:46865

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPC No. 5608 of 2026

Pradhuman Lal Banjare S/o Ganga Ram Banjare Aged About 71 Years R/o- Village- Levai, Post- Khisora, District Janjgir-Champa (C.G.)

... Petitioner(s)

versus

1 - State Of Chhattisgarh Through The Secretary, Department Of Forest, Mantralaya, Mahanadi Bhawan, Atal Nagar Nawa Raipur, District- Raipur (C.G.)

2 - The Collector District- Janjgir-Champa (C.G.)

3 - The Divisional Forest Officer, Forest Division- Champa, District- Janjgir-Champa (C.G.)

4 - The Sub-Divisional Officer (Revenue) Janjgir, District- Janjgir-Champa (C.G.)

5 - The Forest Rage Officer Baloda, District- Janjgir-Champa (C.G.)

... Respondents

For the Petitioner : Mr. Amitesh Kumar Pandey, Advocate.

For the State : Mr. Priyank Rathi, GA

Hon'ble Mr. Amitendra Kishore Prasad, Judge

Order on Board

05.11.2026

1. Petitioner has filed this petition under Article 226 of the Constitution of India with following reliefs:

> "**RELIEF SOUGHT:**
>
> 10.1 That, this Hon'ble Court may kindly be pleased to call the entire records pertaining to case of petitioner.
>
> 10.2 That, this Hon'ble Court may kindly be pleased to issue an appropriate/writ/direction, thereby quashing the impugned notice dated 30.06.2026 [Annexure P/1].
>
> 10.3 That, this Hon'ble Court may kindly be pleased to issue an appropriate writ/order/direction to Respondents by directing them not to proceed with the dispossession of petitioner.
>
> 10.4 That, any other order/relief which this Hon'ble Court may deem fit, proper and just in the facts and circumstances of the present case may also kindly be awarded to the petitioner in the ends of justice & equity.
>
> 10.5 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 be given."

2. The petitioner is aggrieved by notice dated 30.06.2026, whereby he was directed to remove the encroachment made by him in the forest land.

3. Learned counsel for the petitioner submits that till date petitioner has not filed any reply to the notice dated 30.06.2026 and has

directly approached this Court.

4. Learned State Counsel opposing the relief as prayed for by the petitioner in this petition.

5. Heard learned counsel for the parties.

6. Considering the aforesaid aspects of the matter, petitioner is directed to file the reply to the said notice dated 30.06.2026 within ‘15 working days’ and in-turn the concerned Divisional Forest Oficer (DFO) is directed to consider and decide the same in accordance with law within ‘45 days’.

7. Till the application of the petitioner is decided, the concerned DFO is directed not to take any coercive steps against the petitioner.

8. It is made clear that this Court has not expressed any opinion on merits of the case.

9. With the aforesaid direction, the instant petition stands disposed of. CC as per rules.

Sd/-
(Amitendra Kishore Prasad)
Judge

J.