CGHC010439972026 2026:CGHC:46906

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPC No. 5640 of 2026

Maya Verma W/o - Yogesh Verma Aged About 36 Years R/o - Ravatpura Colony, Mathpurena, District - Raipur, C.G.

... Petitioner(s)

versus

1 - State Of Chhattisgarh Through Its Secretary, Urban Administration And Rural Development Department. Mahanadi Bhavan, Naya Raipur District - Raipur C.G.

2 - Municipal Corporation Dist - Raipur Through Its Commissioner, District - Raipur C.G.

3 - Zone Commissioner Zone No. - 4, Municipal Corporation, District - Raipur, C.G.

4 - Town Planning Officer Zone 4, Municipal Corporation, District - Raipur, C.G.

.. Respondent(s)

For Petitioner	**:**	Mr. Abhyuday Tripathi, Advocate
For Respective Respondents	**:**	Mr. Anil Pandey, GA and Mr. Pankaj Agrawal, Advocate

Hon’ble Mr. Justice Amitendra Kishore Prasad

Order on Board

05.11.2026

1. Learned counsel appearing on behalf of the petitioner submits that the petitioner is under a reasonable apprehension that the respondent authorities may proceed to remove or demolish the alleged unauthorised construction raised by the petitioner, particularly in view of the fact that notices in this regard have been issued to the petitioner from time to time since the year 2023. It is further submitted that, in response to the aforesaid notices, the petitioner had duly submitted his reply on 12.12.2024, raising his objections and placing the relevant facts before the competent authority for its consideration. However, despite the submission of the reply and the lapse of considerable time thereafter, the respondent authorities have neither considered the petitioner's reply nor passed any order thereon till date. Learned counsel, therefore, submits that the inaction on the part of the respondent authorities in not taking a decision on the petitioner's reply, coupled with the apprehension of imminent coercive action for removal of the alleged unauthorised construction, has compelled the petitioner to approach this Court seeking appropriate relief. Hence, the petitioner has filed the present petition seeking the following reliefs:

“ 10.1 The Hon'ble Court may kindly be pleased to restrain the respondent corporation, District-Raipur, from demolishing the property concerned of the Petitioner.

10.2 The Hon'ble Court may kindly be pleased to direct the respondent authorities to consider the matter of petitioner for compounding of the concerned construction over the property of the petitioner in pursuant to application made by the petitioner vide dated 12/12/2024 & 30/10/2026.

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 appearing on behalf of the Municipal Corporation, Raipur, submits that the petitioner has neither submitted the application in the prescribed format along with the requisite documents nor furnished a satisfactory reply to the notices issued by the respondent authorities.

3. At this stage, learned counsel appearing on behalf of the petitioner seeks 10 working days' time to submit an appropriate application in the prescribed format, along with all relevant documents, to demonstrate that the construction raised by the petitioner is in accordance with the building plan sanctioned by the

Municipal Corporation. It is further submitted that the petitioner has already submitted an application seeking regularisation of the construction in question

4. Considering the submissions advanced by learned counsel appearing for the petitioner as well as the respondent-Municipal Corporation, the petitioner is granted 10 days' time to submit an appropriate application, along with all relevant documents, demonstrating that the construction raised by him is in accordance with the sanctioned building plan and applicable law. In the event any excess construction is found, the same shall also be considered by the competent authority for regularisation, in accordance with the applicable rules and regulations. Upon receipt of the application along with the requisite documents, the concerned respondent authorities are directed to consider and decide the same by passing a reasoned and appropriate order, in accordance with law, within a period of 60 working days. In the meanwhile, the respondent authorities shall not take any coercive steps against the petitioner in respect of the subject construction until expiry of the aforesaid period.

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

SD/-
(Amitendra Kishore Prasad)
Judge

AMIT PATEL