

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

WP 227 No. 113 of 2022Shribai Jaiswal & Ors **Versus** Chattar Sai & Ors

17.02.2022	Ms. Surya Kawalkar Dangi, Advocate for the petitioner. Mr. BP Banjare, PL for the State/respondent Nos.2 to 4. Heard. Learned counsel for petitioner submits that proceeding under challenge arises out of provisions under the Chhattisgarh Land Revenue Code, 1959 and the Authority decides cases pending before him under the provisions of Land Revenue Code as Court. She submits that similar issue has been decided by Co-ordinate Bench of this Court in WP227 No.914/2015 on 16/07/2021, wherein it is held that against the order passed by the Revenue Authority exercising jurisdiction under the provisions of the Chhattisgarh Land Revenue Code, writ petition under Article 227 of the Constitution of India would be maintainable. She also submits that earlier also petitions have been filed under the same nomenclature and that have been entertained. In view of above, this petition filed under Article 227 of the Constitution of India challenging the order passed by the Commissioner Surguja, District Ambikapur in Revenue Revision No.201507960100015/297/क-23/17-18 arising out of proceedings under Section 170B of the Chhattisgarh Land Revenue Code is maintainable in the facts of the case. Heard on admission.

Admit.

Issue notice to respondents.

Shri BP Banjare accepts notice on behalf of respondent No.2 to 4.
Hence, payment of process fee for those respondents are not required to be paid.

On payment of process fee, issue notice to respondent No.1. PF as per rules. Notice be made returnable within three weeks.

Also, heard on IA No.1 application for grant of interim relief.

Issue notice to respondent on IA No.1 as above.

List the matter after three weeks.

Sd/-
(Parth Prateem Sahu)
Judge