

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

WPC No. 1073 of 2021

Fatteram Sahu **Versus** State Of Chhattisgarh & ors.

24/02/2021	<p>Shri T.K. Jha, counsel for the petitioner.</p> <p>Shri Akash Pandey, PL for the State.</p> <p>Heard.</p> <p>Learned counsel for the petitioner submits that the petitioner was granted a lease in the year 1987 on the basis of a resolution of the gram sabha. Subsequently on a complaint made by respondent No.4 the said lease was cancelled suo moto in exercise of power under section 51 of the Land Revenue Code. Learned counsel submits that the Collector could not have passed such order which was subsequently upheld upto the State Government dated 19/01/2021. He would submit that initial exercise of power by the Collector under Section 51 of the Land Revenue Code was without jurisdiction as no permission was obtained to review the earlier order from the board</p> <p>Issue notice to respondent No.4 as per rules.</p> <p>Learned State counsel is directed to seek instruction.</p> <p>Considering the provision of Section 51 of the Land Revenue Code and the impugned order, it is directed that the parties shall maintain status quo in respect of the subject property till the next date of hearing.</p>

<p data-bbox="256 488 296 510">gouri</p>	<p data-bbox="461 264 874 297">List the case after six weeks.</p> <p data-bbox="1302 264 1362 297">Sd/-</p> <p data-bbox="1219 338 1474 409">(Goutam Bhaduri) JUDGE</p>
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