



Order Sheet

WPC No. 1797 of 2021Dayashankar Sahu **Vs.** State of Chhattisgarh and others

17.08.2021	Mr. Vijay Kumar Sahu, counsel for the petitioner. Mr. Gagan Tiwari, Dy. Govt. Advocate for the State/R-1 to R-4. It is submitted that the petitioner has been served with the order dated 12.10.2020 (Annexure P-1) wherein he has been asked to deposit the penal rent, failing which, the petitioner would be subjected to the proceedings under the C.G. Lok Parisar (Bedkhali) Niyam, 1974. It is also submitted that the ownership of the land belonged to one Bhupendra Narayan Singh, which is shown by Annexure P-2, therefore, the respondents do not have any ownership right over the property. Apart from that, learned counsel submits that the penal charges cannot be demanded. He further submits that one agreement though was executed but that was executed by the petitioner and respondent Janpad Panchayat Sonhat. However, that will not close the right of petitioner's ownership. Therefore, the issue has to be gone into and impugned notice itself is without jurisdiction. Issue notice to respondent no.5 on payment of P.F., as per rules. Learned State Counsel takes notice on behalf of respondents 1 to 4. As an interim measure, it is directed that the effect and operation of Annexure P-1 shall remain stayed till the next date of hearing. CC as per rules. Sd/- GOUTAM BHADURI JUDGE	
Rao		