



2026:CGHC:9962-DB

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

WPPIL No. 25 of 2023Smt. Asha Dubey **Versus** State Of Chhattisgarh

22.3.2023	Mr. Hanuman Prasad Agrawal and Mr. Manish Thakur, counsel for the petitioner. Mr. H.S. Ahluwalia, Dy.A.G. for the State. Heard. This WPPIL has been filed on the ground that two government lands bearing Khasra No.249/1 and 249/2, which are recorded as the grazing lands, were used by people at large of common community to celebrate different festivals, all of a sudden the lands are being tried to be encroached by respondent No.8 by force. It is stated that though different applications were filed by different groups of people before the concerned Tahsildar for not to change the nature of the lands, but, in the meanwhile the respondent No.8 forcefully has placed fencing in the said lands. Reference is made to photographs to show boundary is raised by fencing on the subject lands though the lands have not been allotted to any community whatsoever and the applications are pending before the concerned Tahsildar for adjudication. On a query being raised to learned State counsel as to whether the allotment of subject lands is made to anyone, he sought for time to seek instructions. Having <i>prima facie</i>, perused the revenue document and photographs, it is



directed that public at large from any community shall not be allowed to use any muscle power to take over the land in their possession, when it is a government grazing land. As appears when two communities are at loggerheads it would lead to disharmony and dispute in the society and any ensuing blood shed and quarrel is to be stopped.

The document, *prima facie*, shows that no allotment order for lands has been made in favour of any individual or any group. During submission by petitioners, attention is invited to the photographs to show the boundary is raised by putting a fencing and gate. In view of that if the fencing and gate has been put on by any individual or group of people over the land bearing khasra No.249/1 & 249/2, respectively which is recorded as grazing land, inspection be carried out by the concerned Tahsildar within 24 hours and if it is found that such fencing and gate exists, it should be removed forthwith as no-one shall be allowed to take over the lands by force. To carry out this order, in case of eventuality so arises, the Revenue Officers shall be given complete Police protection which would be ensured by the Senior Superintendent of Police, Raipur. The State must ensure harmony between general people at large must subsist and any overt act by any individual or group of people should not lead to communal disharmony.

List the case after two weeks.

SD/-
(Goutam Bhaduri)
Acting Chief Justice

SD/-
(N.K. Chandravanshi)
Judge