



HIGH COURT OF CHHATTISGARH AT BILASPUR

WPC No. 1167 of 2026

1 - Smt. Priyanka Sultania W/o Nagesh Kumar Sultania Aged About 40 Years R/o Village, Tahsil And P.S. Pendra, District Gaurella-Pendra-Marwahi Chhattisgarh
... **Petitioner**

versus

1 - State Of Chhattisgarh Through Secretary, Department Of Revenue, Mahanadi Bhawan, Atal Nagar, Nava Raipur, District Raipur Chhattisgarh

2 - Collector District Gaurella-Pendra-Marwahi Chhattisgarh

3 - Sub Divisional Officer (R) Tahsil - Pendra, District Gaurella-Pendra-Marwahi Chhattisgarh

4 - Tahsildar Tahsil - Pendra, District Gaurella-Pendra-Marwahi Chhattisgarh

5 - Chief Municipal Officer Municipal Council Pendra, District Gaurella-Pendra-Marwahi Chhattisgarh

... **Respondents**

Order Sheet

18/03/2026	Mr. Hemant Gupta, counsel for the petitioner. Mr. Soumitra Kesharwani, Panel Lawyer for the State/respondent Nos.1 to 4. Heard on I.A. No.02/2026, application for seeking exemption to file typed copies. On due consideration, I.A. No.02/2026 is allowed. The petitioner is exempted from filing typed copies of the said documents, subject to the condition that, if required, the petitioners will file the typed copies of the said documents. Also heard on admission. Issue notice to the respondents by both modes. Learned State counsel accepts notice on behalf of respondent Nos.1 to 4, hence, issuance of notice to them is dispensed with. Process fee be paid within a week only for respondent No.5. Also heard on I.A. No.01/2026, application for grant of interim relief. Issue notice to the respondents on interim application also, as above. Learned counsel for the petitioner submits earlier reports were called for by the Collector, Gaurella-Pendra-Marwahi (for short, "GPM"), from the concerned revenue authorities regarding the allotment of land bearing Khasra No.2370/1 in exchange for the petitioner's ownership land bearing Khasra No.2955/2, which is required to be acquired for the protection of "<i>Arpa River Udgam Sthal</i>". The revenue officers duly

submitted their reports to the Collector. However, it is alleged that the documents were subsequently manipulated, and it was recorded in the revenue records that in the year 2022, land bearing Khasra No.2370/1 had been allotted to the Municipal Council, Pendra for construction of its office building, whereas vide Annexure-P/12 dated 28.01.2024, the Municipal Council, Pendra sought allotment of some portion of land bearing Khasra No.2379/1. He further submits that the Municipal Council, Pendra has started construction of *Nalanda Parisar*, whereas earlier there was no such proposal to construct *Nalanda Parisar* over the said land bearing Khasra No.2370/1. Hence, learned counsel prays that any further construction on aforesaid land bearing Khasra No.2370/1 may be stayed.

Per contra, learned counsel for the State/respondent Nos.1 to 4 submits that the land bearing Khasra No.2370/1 was allotted to the Nagar Panchayat, Pendra vide order dated 06.09.2022 by the Collector, therefore, the Municipal Council is constructing *Nalanda Parisar* on the said land, hence, stay may not be granted in favour of the petitioner. However, he seeks time to file a reply.

Two weeks' time is granted to the learned State counsel to file reply.

Having considered the totality of the facts, and particularly the fact that when various reports were submitted by the revenue authorities to the Collector, it was not reported at that time that the land bearing Khasra No.2370/1 has already been allotted to the Nagar Panchayat, Pendra, where construction of *Nalanda Parisar* has been proposed, therefore,

Rukhsar	on due consideration, the respondents are restrained from raising any further construction over the land bearing Khasra No.2370/1 till the next date of hearing. List the case after service report is received. CC as per rules. Sd/- (Naresh Kumar Chandravanshi) Judge
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