



HIGH COURT OF CHHATTISGARH AT BILASPUR

WPC No. 1185 of 2026

GAVTIYA RAM *versus* STATE OF CHHATTISGARH

Order Sheet

18/03/2026	Mr. Chandra Kumar, counsel for the petitioners. Mr. Sabyasachi Choubey, Govt. Advocate for the State/ respondents 1 to 4. Mr. Atul Kesharwani, counsel for respondents 5 to 8. Ms. Annapurna Tiwari and Ms. Jyoti Singh, counsel for Union of India/respondent No.9. Heard. Issue notice to the respondents. Learned counsel for the respondents accept notice on behalf of their respective respondents, hence, issuance of notice to them is dispensed with. Mr. Kesharwani submits that he will file vakalatnama on behalf of respondents 4 to 8 during the course of the day. Also heard on IA No.1/2026 - Application for grant of interim relief. Learned counsel for the petitioners submits that respondent Authorities are threatening and forcing the petitioners to dispossess their land without passing any award, which is

Bini	clear violation of provision of Section 4 of the Panchayat (Extension to the Scheduled Areas) Act, 1996 (PESA) read with Section 129C of the Chhattisgarh Panchayati Raj Adhiniyam and Rule 36 of the PESA Rules 2021. Hence, interim protection be granted to the petitioners. Learned counsel for respondents No.5 to 8 submits that subject lands of the petitioners have been acquired in the year 2001 after issuing Notifications under Sections 4, 7 and 9 of the Coal Bearing Areas Acquisition and Development Act, 1957. At the relevant time the General Manager of concerned area had declared as Competent Authority under the Act 1957. Further, the compensation amount has also been calculated for distributing to the petitioners, several communication through various modes have also been sent, but petitioners have not received the same. Hence, no interim protection is required in the matter. However, he prays for sometime to file reply. Considering the submission of learned counsel for the parties, at this stage, this Court is not inclined to allow the prayer of the petitioner for grant interim of relief. Learned counsel for the respondents shall file reply within a period of 3 weeks. As prayed by learned counsel for the petitioner, list this case along with WPC No.918/2026. Sd/- (Naresh Kumar Chandravanshi) Judge
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