



HIGH COURT OF CHHATTISGARH AT BILASPUR

WPC No. 3052 of 2021

MOHAMMAD KHALIQ versus STATE OF CHHATTISGARH

WPC/3071/2021

Order Sheet

<p>16/04/2026</p>	<p>Shri Mahendra Dubey, counsel for the petitioners. Shri Dilman Rati Minj, Dy AG for the State/respondent. Shri HB Agrawal, Senior Advocate along with Ms. Asha Nirmalkar, counsel for the Respondent No.2- Municipal Corporation.</p> <p>Learned counsel for the petitioners submits that the petitioners were allotted commercial plots in Veer Savarkar Market, GE Road and Annpurna Vyasaik Parisar, Bhilai, District Durg for running shops for their livelihood and the for the said purposes, the petitioners also paid the premium in respect of the said land. However, from the year 1998 till today, the petitioners have not been provided the allotted land as such, the petitioners have not been able to run their shops on the allotted land even after depositing the premium with the Municipal Corporation. He submits that after a lapse of about two decades now vide order dated 27.03.2023 (Annexure R/2-1) their allotment has been cancelled which was not even informed to the petitioners. It is only when the petitioners filed this Writ Petition on 19.7.2021 and when the notice were issued to</p>

Respondent No.2 who filed their return on 10.07.2023 and filed Annexure R/2-1 then the petitioners came to know that their allotment of commercial plot has been cancelled.

Learned counsel for the petitioners submits that the petitioners for the purposes of their livelihood were eager to build and run their shops on the allotted commercial plot. For about 27-28 years, the petitioners after payment of premium were waiting for allotment of the commercial land to them, as such, now the respondent authorities cannot cancel the allotment in an arbitrary manner, therefore, necessary directions may be issued to respondent authorities that if they require the land allotted to the petitioners for construction of road etc. then the petitioners may be provided alternate shop/land so that the petitioners may run their shop.

Considering the facts situation of the case and the proposal put forward by learned counsel for the petitioner, learned counsel for Respondent No.2-Municipal Corporation is directed to file an affidavit of the concerned Authority in this regard as also in respect of the proposal made by counsel for the petitioners.

The petitioners are directed to appear before the appropriate authority on 23rd April, 2026 along with copy of this order so that they may put their appropriate proposal before the authorities and the authorities may look into the proposal made by the petitioners for providing alternate shop/plot for running shop.

List this matter in the week commencing on 04 May, 2026 for further hearing.

In the meanwhile, counsel for Respondent No.2 shall file affidavit of the concerned authority as directed hereinabove.

Sd/-

(Amitendra Kishore Prasad)
Judge