



HIGH COURT OF CHHATTISGARH AT BILASPUR

WPC No. 3244 of 2023

ANIL KUMAR TOMAR **versus** STATE OF CHHATTISGARH

WPC/4340/2023

Order Sheet

19/08/2025	Mr. Kishore Bhaduri, Sr. Advocate along with Mr. Achyut Tiwari, Advocate for the Petitioner. Mr. Rajeev Shrivastava, Sr. Advocate along with Ms. Kajal Chandra; Mr. Harshwardhan; Mr. Anurag Tripathi, PL and Mr. Pranjal Shukla, Advocates for the respective respondents. Heard. In compliance of the order dated 07/08/2025, the Respondent No.5 has filed the affidavit the relevant portion of the same is quoted below:- <i>“It is respectfully submitted that, practically</i>

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	<i>looking to the aforesaid proposed layouts, Minocha Colony is not a Unified colony/Society, but comprised of aforesaid proposed layouts and therefore Minocha Colony is an open, ungated residential colony, in which the road has been constructed and maintained by the Municipal Corporation Bilaspur which is being used by residents of adjacent apartments/colonies/residential colonies namely Vaishali pride Apartment, Bajpai Castle, Vrindavan Parisar, Shivam Enclave, Vidya Apartments and Integrated Housing Development Program apartments constructed by Municipal Corporation Bilaspur. Copy of the document showing renovation of Road and Drain constructed in the Minocha Colony by Municipal Corporation Bilaspur is being annexed as ANNEXURE A-10. It is pertinent to mention here that the aforementioned colonies/society/apartments exist within the</i>
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	<i>"Minocha Colony" and the access/approach road leading to their entry and exit in these society is through the main approach road of Minocha Colony and as such the residents of these societies use the public roads through the Minocha Colony to reach their houses.</i> <i>3. It is respectfully submitted that as per the approved layout, Map and other permissions Shivam Enclave is having main road/Approach Road which passes through Minocha Colony, upon which Unauthorized Pre-Cast was Constructed, thereafter demolished and the Municipal Corporation Bilaspur is ready to Construct the ramp at the entrance of Shivam Enclave upon the road which passes through Minocha colony to facilitate the free passage from Minocha Colony to Shivam Enclave and Vice versa in the interest of public at large."</i> Learned counsel for Respondent No.7 contended that MIC has no right to cancel the earlier resolution passed by the Council.
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ashu	Learned counsel for Respondent No.7 is directed to file approved map of the Minocha Colony. List it in the week after next. SD/- (Arvind Kumar Verma) Judge
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