



2026:CGHC:10648

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPC No. 3241 of 2022

Ganesh Das Manikpuri S/o Late Roop Das Manikpuri Aged About 50 Years
R/o Village Sondha, Post Ruse, Block Pandariya, District : Kawardha
(Kabirdham), Chhattisgarh

... **Petitioner**

versus

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

2 - Collector Kabirdham, District : Kawardha (Kabirdham), Chhattisgarh

3 - Sub Divisional Officer (Revenue) Pandariya, District : Kawardha
(Kabirdham), Chhattisgarh

4 - Sub Divisional Officer Water Resource Department, Sub Division
Pandariya, District : Kawardha (Kabirdham), Chhattisgarh

5 - Tahsildar Kunda, District : Kawardha (Kabirdham), Chhattisgarh

... **Respondents**

{Cause title, as taken from CIS}

For Petitioner : Mr. C.J.K. Rao, Advocate.

For Respondents : Mr. Saumitra Kesharwani, Panel Lawyer

{Hon'ble Mr. Justice Naresh Kumar Chandravanshi}

Order on Board

28/02/2026

1. Instant writ petition under Article 226 of the Constitution of India has
been preferred by the petitioner seeking following reliefs :-

"10.1 That, Hon'ble Court may kindly be pleased to
direct thee respondent authorities to conclude the

award proceedings in respect of the land of the petitioner having Khasra No. 810/3, area 0.737 hectare, situated at Village sondha, P.H. No. 48, Revenue Circle Mohgaon, Tahsil Pandariya, District Kabirdham (C.G.)

10.2 That, Hon'ble Court may kindly be pleased to direct the respondent authorities to passed any pay the compensation to the petitioner in respect of the land having Khasra No. 810/3, area 0.737 hectare.

10.3 Any other relief which this Hon'ble Court deems fit and proper may also be passed in favour of the petitioner together with cost of the petition.

2. Learned counsel appearing for the petitioner submits that earlier Late Roop Das Manikpuri, who was father of the petitioner, was kotwar of village Sondha, Tahsil Pandariya, District Kabirdham (C.G.). He was allotted the land bearing Khasra No. 810/3, area 0.737 hectare as "service land" in the aforesaid village. After the death of the petitioner's father, the petitioner has been appointed as Kotwar, thus, the land allotted to his father has now been allotted to the petitioner. He further submits that upon construction of "Jalda Nala Dam" at village Sondha by respondents authorities, aforesaid land has been submerged, which has also been reported by Naib Tahsildar, Kunda, District Kabirdham to Sub Divisional Officer (Revenue), Pandariya, District Kabeerdham (C.G.) vide Memo dated 11.08.2020 (Annexure P-3). It is further submitted that due to the aforesaid submergence, neither compensation has been given to the petitioner nor any other land has been given to him in lieu thereof by the State Authority. Therefore, learned counsel submits that, at this stage, this

petition may be disposed of granting liberty to file appropriate application before respondent authorities to allot him alternative land against the submerged "service land" or to provide him compensation.

3. In reply, Counsel for the State submits that as per memo of Naib Tahsildar dated 11.08.2020 (Annexure P-3), somewhere land bearing Khasra No. 810/3, area 0.737 hectare has been mentioned as "service land" and somewhere it has been mentioned as private land of the petitioner. He further submits that if the petitioner will file an application, then after examination, if the said land is found to be "service land", then prayer of petitioner may be considered for providing him alternative land and if it was found that it was private land, then appropriate order with regard to grant him compensation shall be considered in accordance with law.

4. I have heard learned counsel for the parties and perused the material available on record.

5. As contended by learned counsel for the petitioner that land bearing Khasra No. 810/3, area 0.737 hectare, which has allegedly been submerged in 'Jalda Nala Dam' claiming himself to be owner of aforesaid land, but the petitioner has not filed any revenue documents to demonstrate the fact that he is registered owner of the aforesaid land whereas in the memo (Annexure P-3) dated 11.08.2020, Naib Tahsildar, Kunda, District Kabirdham has mentioned that the land bearing Khasra No. 810/3, area 0.737 hectare was allotted to the father of the petitioner as 'service land, vide order dated 13.12.1982 passed in revenue case No. 15-
अ-59 years 1982-83, but he has also mentioned by referring report of Patwari that the land bearing Khasra No. 810/3, area 0.737 hectare is a

private land of the petitioner.

6. Having considered the aforesaid contradictory facts and prayer made by counsel for the petitioner, at this stage, this petition is disposed of granted liberty to the petitioner to file appropriate application before the Sub Divisional Officer (Revenue), Pandariya, District Kabeerdham within 30 days from today mentioning all the facts alongwith relevant documents and, in turn, SDO (Revenue), Pandariya shall make an enquiry and if it is found that the land bearing Khasra No. 810/3, area 0.737 hectare is 'service land', which has been submerged, then prayer made by petitioner to grant him alternative land may be considered and if it is found that it was private land of the petitioner, then appropriate steps with regard to provide him compensation may be taken in accordance with law expeditiously preferably within a period of 90 days from the date of receipt of application filed by the petitioner.

7. With the aforesaid observation (s) and direction (s), the writ petition is disposed of. No cost (s).

8. Pending interlocutory application (s), if any, stands disposed of.

9. It is made clear that this Court has not expressed any opinion on the merit of the case.

Sd/-

(Naresh Kumar Chandravanshi)
Judge