

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

WP(C) No. 3536 of 2022

1. Vishan Patel, S/o Late Gopal Bhai, Aged about 50 years R/o Jairam Timber, Fafadih, Raipur, District Raipur. Chhattisgarh.
2. Aarti Jain, W/o Suresh Kumar Jain, Aged about 54 Years R/o Gudhiyari Padav, Gudhiyari, Raipur, District Raipur Chhattisgarh.
3. Smt. Sangeeta Jain, W/o Sandeep Kumar Jain, Aged about 51 years R/o Gudhiyari Padav, Gudhiyari, Raipur, District Raipur Chhattisgarh.
4. Smt. Pooja Jain, W/o Subodh Kumar Jain, Aged about 44 years R/o Gudhiyari Padav, Gudhiyari, Raipur, District Raipur Chhattisgarh.

---- Petitioners

Versus

1. State of Chhattisgarh, through Secretary, Revenue and Disaster Management Department, Mahanadi Bhawan, Mantralaya, Capital Complex, Atal Nagar, Nawa Raipur, District Raipur, Chhattisgarh.
2. Collector Raipur, District Raipur, Chhattisgarh.
3. Sub Divisional Officer/Land Acquisition Officer Raipur, District Raipur, Chhattisgarh.
4. Municipal Corporation Raipur, through- its Commissioner, Municipal Corporation Raipur, District Raipur, Chhattisgarh.
5. Fekan Bai, W/o Late Baratu Ram R/o Village Dumartarai, Raipur, Tehsil And District Raipur, Chhattisgarh
6. Derha Ram, S/o Late Baratu Ram, R/o Village Dumartarai, Raipur, Tehsil And District Raipur, Chhattisgarh
7. Ganeshiya Bai, D/o Late Baratu Ram, R/o Village Dumartarai, Raipur, Tehsil And District Raipur, Chhattisgarh.
8. Kumari Bai, D/o Late Baratu Ram, R/o Village Dumartarai, Raipur, Tehsil And District Raipur, Chhattisgarh.

9. Mand Kumari, D/o Late Baratu Ram R/o Village Dumartarai, Raipur , Tehsil And District Raipur, Chhattisgarh
10. Chaitu Dheemar, S/o Sukul Dheemar R/o Village Dumartarai, Raipur , Tehsil and District Raipur, Chhattisgarh

---- Respondents

18/08/2022	Mr. Manoj Paranjpe & Mr. Rishabh Gupta, counsel for the petitioners. Mr. Ghanshyam Patel, G.A. for the State/respondents No.1 to 3. Mr. Abhyuday Singh, counsel for respondent No.4. None for respondents No.5 to 10. Heard on admission. This petition being arguable, is admitted for hearing. As respondents No.1 to 4 have already been represented through their counsel, therefore, issuance of notice is not required to them. Issue notice to respondents No.5 to 10 on payment of P.F. within a week. Also heard on I.A. No.01/2022, application for grant of ad-interim relief.

Issue notice on this application (I.A. No.01/2022) also to respondents No.5 to 10.

Learned counsel appearing for respondents No.1 to 4 prays for and is granted four weeks' time to submit reply of the petition as well as I.A. No.01/2022.

Considering the facts and circumstances of the case and arguments advanced by counsel for both the parties, as an interim measure, it is directed that respondent No.4 i.e. Municipal Corporation, Raipur (C.G.) not to complete the auction proceedings pursuant to notice dated 15.07.2022 issued by the Commissioner, Municipal Corporation, Raipur (C.G.) i.e. Annexure-P/2 till the next date of hearing.

List this petition after six weeks.

Sd/-

(Arvind Singh Chandel)

Judge