



NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPC No. 6314 of 2025

Motiram Sidar S/o Late Sahasram Sidar Aged About 70 Years Village Podichhal Tahsil Dharamjaigarh District- Raigarh Chhattisgarh
... Petitioner(s)

versus

- 1** - State Of Chhattisgarh Through The Tribal And Schedule Caste Welfare Department Represented By The Secretary Mantralaya Mahanadi Bhawan, Atal Nagar, Nava Raipur District- Raipur (C.G.)
- 2** - Commissioner Tribal And Schedule Caste Welfare Department Indrawati Bhawan, Nava Raipur District- Raipur (C.G.)
- 3** - Divisional Commissioner Bilaspur Division Tribal And Schedule Caste Welfare Department District- Bilaspur Chhattisgarh
- 4** - Collector Collectorate Raigarh District- Raigarh Chhattisgarh
- 5** - Additional Collector Collectorate Raigarh District- Raigarh Chhattisgarh
- 6** - Additional Commissioner Tribal Welfare Department Raigarh Office Of Collector (Tribal Welfare) Raigarh District- Raigarh (C.G.)
- 7** - Sub Divisional Officer (Re) Sub Divisional Level Forest Rights Committee Dharamjaigarh District- Raigarh Chhattisgarh
- 8** - Forest Divisional Officer Dharamjaigarh Division District- Raigarh Chhattisgarh
- 9** - Tahsildar Tahsil Dharamjaigarh (Chhal) District- Raigarh Chhattisgarh
- 10** - Chief Executive Officer Janpad Panchayat Dharamjaigarh District-

Raigarh Chhattisgarh

11 - Station House Officer Police Station Chhal Tahsil Dharamjaigarh District- Raigarh Chhattisgarh

12 - Lomesh Miri Tahsildar Tahsil Dharamjaigarh (Chhal) District- Raigarh Chhattisgarh

... **Respondent(s)**

Order Sheet

11/12/2025	Mr. Ankit Singh, counsel for the petitioner. Mr. Akhilesh Kumar, Govt. Advocate for the State. Learned counsel for the State submits that pursuant to observation made by this Court on the last date of hearing, he has sought instructions from SDO (R) and as per his instructions, the claim of petitioner was considered by the Collector vide Annexure P-3 and accordingly now proceedings for grant of forest rights to petitioner is pending consideration at the end of Gram Sabha and Gram Sabha has not been conducted since 2023. Now, elected members of Gram Panchayat are also changed. He also pointed out that petitioner has not arrayed Village Panchayat or the Village Level Committee as party to writ petition. At this stage, learned counsel for the petitioner submits that petitioner has been removed from some portion of land by Tahsildar and in some portion of land which is subject matter of grant of forest rights, petitioner is still in possession and therefore order may be passed that no coercive steps shall be taken against the petitioner. In view of submission of learned counsel for the parties, facts and circumstances of case, purely as an interim measure, it is directed that no coercive steps shall be taken against the petitioner till the next date of hearing.

Considering the fact that SDO (R) is already party to writ petition and according to Scheduled Tribes And Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 and Rules of 2007 framed thereunder, SDO (R) is the President/Chairman of Block Level Committee for considering forests rights of applicants, therefore, SDO (R) may also direct the Village Level Committee to constitute Gram Sabha for considering applications submitted by applicants including the claim of petitioner claiming recognition of forest rights.

List this case in the month of **January 2026**.

Sd/-
(Parth Prateem Sahu)
Judge