



2026:CGHC:18706



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NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR**WPC No. 6671 of 2025**

1 - Tukaram Bharti S/o Pukram Bharti Aged About 51 Years R/o Village - Nariyara, Tahsil - Malkharouda, District - Sakti (C.G.).

... Petitioner(s)**versus**

1 - State Of Chhattisgarh Through Secretary, Department Of Revenue And Disaster Management, Mantralaya, Mahanadi Bhawan, Atal Nagar, Naya Raipur, District Raipur (C.G.).

2 - State Of Chhattisgarh Through Secretary, Water Resources Department, Mantralaya, Mahanadi Bhawan, Atal Nagar, Naya Raipur, District Raipur (C.G.).

3 - Collector Sakti, District Sakti (C.G.).

4 - Sub-Divisional Officer (R)/ Land Acquisition Officer Malkharoda, District Sakti (C.G.).

5 - Executive Engineer Hasdev Nahar Jal Prabandh Sambhag, Janjgir Water Resources Department, Janjgir, District Janjgir-Champa (C.G.).

... Respondent(s)



For Petitioner(s) : Mr. F.S. Khare, Advocate.
For Respondent(s)/State : Mr. Shobhit Mishra, Dy. G.A.

Hon'ble Mr. Justice Amitendra Kishore Prasad

Order on Board

23/04/2026

1. By way of this petition, the petitioner has prayed for following reliefs:-

"10.1 That, this Hon'ble Court may kindly be pleased to issue a writ/order/direction, directing the respondents to decide the pending representation dated 28.10.2025 (P-3) and pay the compensation under Land Acquisition Act 2013 without delay to the petitioner for the land of petitioner which has been acquired for construction of Marghatti Sub-Distributory Canal.

10.2 That, if the Hon'ble Court may deem fit and proper may kindly be pleased to call for the entire records pertaining to petitioner's matter.

10.3. That, this Hon'ble Court may kindly be pleased to grant any other relief (s), which is deemed fit and proper in the aforesaid facts and circumstances of the case. An affidavit is filed in support of this writ petition."

2. Learned counsel for the petitioner submits that the petitioner is the owner of the land bearing Khasra No. 509/1 admeasuring 0.19 acres situated at Village Nariyara, P.H.N. 19, R.N.M. Chhapora, Tahsil- Malkharouda, District- Sakti, the maximum part of the land owned by the petitioner of the aforementioned khasra number was



affected by the construction of Marghatti Distributory Canal, Sakti.

However, at the time of initiating proceedings of land acquisition of the other persons, land of the petitioner was not included in the notification and passing of the award of the affected land, the award was passed by the Land Acquisition Officer on 09.12.2002. Petitioner has made several oral requests to the authorities, however, it was not not considered and thereafter, petitioner submitted a representation before the Respondents No. 3 to 5 on 28.10.2025, however, till date, it has not been considered and no decision has been taken and therefore, direction be issued to the Respondents No. 3 to 5 to consider and take decision on the representation submitted by the petitioner within specified time

3. On the other hand, learned counsel for the Respondents/State submits that there is an inordinate delay in filing of the writ petition and the representation before the competent authority. He further submits that if the representation is still pending consideration, it will be considered and appropriate orders will be passed in accordance with law.
4. I have heard learned counsel for the parties and also perused the documents placed on record.
5. On due consideration of the submission of counsel for the parties, nature of grievance raised by the petitioner, I find it appropriate to dispose of this writ petition directing the Respondents No. 3 to 5 to consider and take decision on the representation submitted by the petitioner in accordance with law expeditiously, preferably within a



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further period of 06 months from the date of receipt of copy of the order.

6. With the aforesaid observation and directions, this writ petition stands disposed of.

Sd/-

(Amitendra Kishore Prasad)

Judge

Raghu Jat