IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATTISGARH)

W.P. No. 210 /2001

PETITION UNDER ARTICLE 226 / 227 OF THE CONSTITUTION OF INDIA

Petitioner

Suryapratap Singh S/o Laxman Singh,

Aged about 35 years, Agriculturist,

R/o Village Gangoti, P.S. and Tahsil - Surajpur

Distt. Surguja (Chhattisgarh)

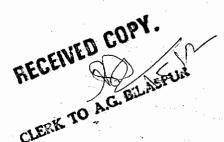
VERSUS

Respondents

State of Chhattisgarh, Ministry of
Panchayat and Rural Development
Through its secretory, Secretariat, Raipur
Gram Panchayat Gangoti through secretory
Gram Panchayat Gangoti Tahsil Surajpur
Distt. Surguja

3. Gram Sabha Gangoti through Sarpanch Gram
Panchayat Gangoti Tahsil Surajpur Distt. Surguja

4. Block Development Officer/Chief Executive
Officer, Gram Panchayat Gangoti Tahsil Surajpur
Distt. Surguja



PETITION UNDER ARTICLE 226 / 227 OF THE CON-STITUTION OF INDIA

1. Particulars of the Petitioner:

As state above

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर



आदेश पत्रक

मामला क्रमांक W.P. 210/2001 सन् 200

····· विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित

आदेश हस्ताक्षर सहित

कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

20.2.2001 :

Mr.B.P.Gupta for the petitioner.

Dr.N.K.Shukla, learned Dy.AG for the State.

By this Pro bono publico the petitioner seeks to challenge the validity of the resolution passed by the Gram Panchayat that (New ?) Panchayat building be constructed in the bazar area. According to the petitioner the resolution was illegally passed. The land has not yet been measured and demarcated and because of the pressures exerted by the Sarpanch, such construction is sought to be gaised.

Undispritedly, the meeting for re-consideration of the resolution can be requisitioned by the Panchas who are opposing it of if the petitioner or the Panch people feel that the resolution passed by the Panchayat is illegal and is contrary to law then they can challenge the validity /correctness of the said resolution before the appellate forum. If the petitioner and the Panch people are of the opinion that Panchayat building is sought to be constructed on nazul / nistari land, then again the petitioner and such panchas have right to go to the collector who under the law is entitled to entertain such a dispute and in appropriate

पिष्ठ देखि

WP 210/2001

आदेश पत्रक (पुर्वानुबद्ध)

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित ••2••	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश	
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cases may pass the order of stay.

As the petitioner has the alternative remedy available to him, under the M.P.Land Revenue Code so also under the Panchayat Raj Adhiniyam, we do not consider present to be a fit case for interference. Petition is dismissed. The amount of security deposited by the petitioner be refunded back.

Certified copy jtoday.

Sd/-Chief Justice Sd/-R.S. Garg Judge

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GRPRJ-FS/311-1/2001-50,000.

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