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IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P. 2350/2001

PETITIONER

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Shripati Barha
S/o Nurpo Bijhwar,
R/o Belmudi,
Tah: Saraipali,
Dist: Mahasamund.

VERSUS

RESPONDENT:

P.R. No. 2352/01
Filed by Shri. Ashwini Kumar
dated 24/11/01



1. Prescribed Authority (Sub
Divil. Officer Revenue Saraipali)
Under M.P. Panchayat Raj
Adhiniyam, in relation to Gram
Panchayat, Saraipali,
Dist. Mahasamund.
2. Presiding Officer (Naib Tahsildar ,
Saraipali) In the matter of no
confidence motion against petitioner
held on 27.9.2001,
3. Gram Panchayat, Bel mundi , Tah:
Saraipali, Dist Mahasamund,
Through its secretary.

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**WRIT PETITION UNDER ARTICLE 227 OF CONSTITUTION OF
INDIA FOR ISSUANCE OF WRIT IN THE NATURE OF
CERTIORARI, MANDAMUS, PROHIBITION AND FOR OTHER
SUITABLE WRIT OR WRITS, DIRECTION OR DIRECTIONS,
ORDER OR ORDERS.**

आदेश पत्रक

मामला क्रमांक C.P. No. 2350/2001 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p><u>18-02-2002</u></p> <p>Heard Shri Manindra Shrivastava, learned counsel for the petitioner and Shri Gautham Bhaduri, Govt. Advocate for respondent Nos. 1 and 2.</p> <p>The petitioner has in this petition sought for quashing of the no-confidence motion proceedings dated 27-09-2001 passed by the 3rd Respondent and in alternative direct the Collector or Commissioner to hold an enquiry and also to take action against the Panchas for their removal.</p> <p>As against the no-confidence motion proceedings, it is not disputed that the appeal lies to the Collector. Since the appeal lies against the no-confidence motion and the appeal is a substantial remedy, I am of the opinion that it is not a fit case to exercise the power under Article 227 of the Constitution of India.</p> <p>The petition is therefore liable to be dismissed and it is accordingly dismissed with liberty to the petitioner to file an appeal before the Collector against the no-confidence motion passed in this case.</p>	

-[पीछे देखिये]

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.No. 2354/2001 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p>If such an appeal is filed by the petitioner before the Collector, the Collector would dispose of the appeal on its merits without reference to the limitation.</p> <p>The petitioner is directed to file the appeal before the Collector within 15 days from today.</p>	<p>Sd/- Chief Justice</p>