

26.5.1977
C.S.1001
SINGLE BENCH

(1) (4)

**BEFORE THE HON'BLE HIGH COURT OF CHHATTISGARH AT
BILASPUR**

W.P. No. 3974 Of 2005.

PETITIONER

P.R. No. 4066/05
Presented by J.K. Gupta
dated 16/8/05

:- Mohd. Israil, son of Abdul Samad, aged about 70 years, resident of Qr. No. 12-B, Street 22, Sector-1, Bhilai, District Durg (Chhattisgarh).

V E R S U S

RESPONDENTS



- :-1. State of Chhattisgarh, Through Secretary Revenue Department, Mantralaya, D.K.S Bhawan, Raipur (Chhattisgarh),
2. Collector, Durg, Collectorate Office, Durg, District Durg (Chhattisgarh),
3. Nazul Jach Adhikari, Durg, Collectorate Office, Durg, District Durg (Chhattisgarh),

**PETITION UNDER ARTICLES 226 & 227 OF CONSTITUTION OF
INDIA**

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांकwp.No. 3974/05 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p><u>31-8-2005</u></p> <p>Shri H. B. Agrawal, Sr. Advocate for the petitioner.</p> <p>Shri Yashwant Singh Thakur, Govt. Advocate for the State/ respondents.</p> <p>Heard both the counsel.</p> <p>The petitioner has preferred this writ petition with a grievance that originally the petitioner was in possession of the land ad measuring 2022 sq. mt. situated at Titurdeeh within the municipal limits of town of Durg. The said land was was in the possession of the petitioner as an agent of Azizgul, Rafiqgul and Raisgul, and he was doing his business of cycle parts. However, he was forcefully dispossessed by Azizgul, Rafiqgul and Raisgul. Thereafter, the petitioner applied for separate land on lease basis and that lease was granted vide Annexure-P/21 at the cost of Rs.80,000/-. The petitioner was not in a position to deposit the said amount. Therefore, vide Annexure-P/21 he was asked to move the Government for exemption from the premium and land rent. The petitioner moved the State Government for exemption of the same, but the same is not being decided. The petitioner approached the Chief Minister vide Annexure-P/27 and thereafter, again representation was sent, but the case of the petitioner for exempting from premium and land rent is not being decided by respondent No.1.</p>	

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP NO. 3924/05 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश - 2 -	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p>Counsel for the petitioner submitted that therefore, respondent No.1 be directed to decide the representation of the petitioner in accordance with law to which learned counsel for respondents has no objection.</p> <p>Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, respondent No.1 is directed to decide the representation of the petitioner regarding exemption from paying premium and land rent within a period of 3 months from today. If copy of the application of the petitioner is not available with respondent No.1, in that case, the petitioner is allowed to make a detailed representation to respondent No.1 within a period of 20 days and in turn, respondent No.1 shall decide the same within 3 months from the date of receipt of representation of the petitioner regarding exemption from paying premium and land rent, after considering all the points raised by the petitioner in an objective manner, in accordance with law.</p> <p>With the direction aforesaid, the petition stands disposed of.</p> <p>Parties are entitled for certified copy of this order.</p>	
Barve		Sd/- L.C. Bhadoo Judge