

Single Bench

IN THE HON'BLE HIGH COURT OF CHHATTISGARH AT BILASPUR

(C.G.)

WRIT PETITION (C) NO. 1051 OF 2014 (S.B.)

PETITIONER :

Non-applicant No. 1

Sushil Lakda, S/o Alfash Lakda,
Aged about 40 years, Caste -
Oraon, R/o village Tamra, Police
Station and Tahsil Banki, Civil and
Revenue District Sundergarh
(Orissa)

P.R.No.

Presented by Shri

dated

1051/14

26/5/14

VERSUS

RESPONDENTS :

Applicants

1. Bheekham, S/o Dubraj,
2. Markandey, S/o Dubraj,
3. Premlal, S/o Dubraj,
4. Surjeet, S/o Dubraj,
5. Chandramani, S/o Dubraj,
6. Janki, D/o Dubraj,
7. Pushpa, D/o Dubraj,
8. Nanki, D/o Dubraj,
9. Chainsingh, S/o Jagmohan,
10. Nainsingh, S/o Jagmohan,
11. Rainsingh, S/o Jagmohan,
12. Pitamber, S/o Jagmohan,
13. Lakhanlal, S/o Jagmohan,
14. Kamlabai, D/o Jagmohan,
15. Minor Bade Kushal, S/o Sunau,
father and guardian
16. Minor Chote Kushal, S/o Sunau,
father and guardian

All by caste Kalga, R/o village
Barpali (Saraipali), Tahsil
Tamnar, Police Station Punjipathra,
Civil and Revenue District
Raigarh (C.G.)



Sushil Lakda

- (2) (2)
- Non-applicant No. 2 17. Natwar Agrawal, Director,
Sharda Energy, Barpali, Police
Station Punjipathra, Tahsil Tamnar,
Civil and Revenue District Raigarh
(C.G.)
18. The Sub-Divisional Officer
(Revenue), Gharghoda, District
Raigarh (C.G.)
19. The Collector, Raigarh,
District Raigarh (C.G.)

WRIT PETITION UNDER ARTICLE 226/227 OF THE
CONSTITUTION OF INDIA



XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.(C) No. 1051/14 सन् 20

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	<p>SB : Hon'ble Shri Manindra Mohan Shrivastava, J.</p> <p>28.5.2014</p> <p>Shri M.K. Bhaduri, counsel for the petitioner.</p> <p>Shri Arun Sao, Dy. Advocate General for the State, on advance copy.</p> <p>Heard on admission.</p> <p>Faced with the objection with regard to maintainability of the petition on the ground of existence of alternative remedy, learned counsel for the petitioner seeks to withdraw this petition with liberty to file appeal before the competent authority. However, learned counsel for the petitioner submits that as the respondent authorities are proceedings to recover possession, the petitioner may be granted a protective umbrella.</p> <p>The petition is accordingly dismissed as withdrawn with liberty to the petitioner to file appeal before the competent authority, raising all the grounds as are available to him under the law including the grounds raised in this petition. It is, however, directed that in case petitioner prefers appeal within a period of 30 days from today along with application for stay, the competent authority shall hear on the application for stay within 3 days from the submission of application of stay.</p> <p>For a period of two weeks from today, the petitioner shall not be dispossessed.</p> <p>Consequently, I.A. No.2 & 3 stand disposed off.</p>	

Praveen

Sd/-
Manindra Mohan Shrivastava
✓ . Judge