

NAFR

**HIGH COURT OF CHHATTISGARH AT BILASPUR****WPC No. 719 of 2022**

Firatram Yadav S/o Maituram Yadav Aged About 54 Years R/o Village Reekokala , Tahsil Kasdol, Police Station Gidhori, Dt. Balodabazar Bhatapara Chhattisgarh.

**---- Petitioner****Versus**

1. Sukhsing S/o Bhaiyalal Aged About 50 Years R/o Village Reekokala , Tahsil Kasdol, Police Station Gidhori, Dt. Balodabazar Bhatapara Chhattisgarh.
2. Tahsildar Kasdol Tahsil Kasdol, Police Station Gidhori, District Balodabazar Bhatapara Chhattisgarh.
3. Patwari House No. 45, Tahsil Kasdol, Police Station Gidhori, District Balodabazar Bhatapara Chhattisgarh.
4. Surpunch Gram Panchayat Reekokala, Tahsil Kasdol, Police Station Gidhori, District Balodabazar Bhatapara Chhattisgarh.
5. State Of Chhattisgarh Through Secretary (Revenue) Mahanadi Bhavan, Mantralaya New Raipur Chhattisgarh.

**---- Respondents**

For Petitioner	:	Ms. I. Iakra, Advocate
For State	:	Mr. P. Acharya, PL

**Hon'ble Shri Justice P. Sam Koshy**  
**Order on Board**

**28/02/2022**

1. The grievance of the petitioner in the present writ petition is the illegal encroachment to be made by the respondent no.1 over the land which is in possession of the petitioner.
2. The dispute involved in the present writ petition pertains to the land which situates in Khasra No.306/1 measuring 0.413 Hectares. The petitioner and his ancestors have been in possession of the said land for many decades. Meanwhile, however, illegally respondent no.1 seems to have encroached upon the said land and started making construction.
3. On a complaint being made, respondent no.2 has initiated a proceeding under Section 248 of the Chhattisgarh Land Revenue Code against the

respondent no.1 and an interim order was also passed so far as staying the further construction. However, till date the said order has not been honoured by respondent no.1 nor has the respondent no.2 & 3 taken any further steps for the compliance or non compliance of the order so passed by the respondent no.2.

4. Taking into consideration the nature of dispute that has arisen and also considering the fact that matter is already seized under Section 248 of the Chhattisgarh Land Revenue Code before respondent no.2, ends of justice would meet, if respondent no.2 is directed to ensure that the proceedings drawn is concluded at the earliest preferably within a period of 60 days after hearing all the parties. Meanwhile the respondent no.2 shall also ensure that interim orders earlier granted so far as stay of the further construction is also acted upon and implemented in its letter and spirit by the respondents as well.
5. Let proceedings be concluded positively within the period of 60 days.
6. With the aforesaid observations, the writ petition stands disposed of.

Sd/-  
**(P. Sam Koshy)**  
**Judge**

Rohit