



HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

**WPT No. 248 of 2022**

Bec Fertilizers (a Unit Of Bhilai Engineering Corporation Limited) **Versus** Municipal Corporation, Bilaspur

WPT/276/2022, WPT/22/2023, WPT/16/2023, WPT/270/2022, WPT/268/2022, WPT/1/2023, WPT/17/2023, WPT/6/2023, WPT/255/2022, WPT/273/2022, WPT/8/2023, WPT/279/2022, WPT/32/2023, WPT/289/2022, WPT/33/2023, WPT/19/2023, WPT/29/2023, WPT/259/2022, WPT/278/2022, WPT/18/2023, WPT/272/2022, WPT/25/2023, WPT/34/2023, WPT/9/2023, WPT/10/2023, WPT/258/2022, WPT/269/2022, WPT/24/2023, WPT/12/2023, WPT/7/2023, WPT/21/2023, WPT/37/2023, WPT/260/2022, WPT/267/2022, WPT/15/2023, WPT/193/2021, WPT/26/2023, WPT/14/2023, WPT/13/2023, WPT/280/2022, WPT/20/2023, WPT/11/2023, WPT/265/2022, WPT/128/2021, WPC/1781/2021

08.02.2024

Mr. Vaibhav Shukla, Mr. Keshav Dewangan, Mr. Paras Sahu on behalf of Mr. Hariom Rai, Mr. Harshmander Rastogi, Mr. Tanmay Thomas, Ms. Shisti Upadhyay on behalf of Mr. D.L. Dewangan, Mr. Siddharth Shukla, Vaibhav Shukla along with Mr. Himanshu Yadu, Mr. Suryapratap Yuddhveer Singh, Mr. Arvind Shrivastava, Mr. Rupesh Shrivastava, counsel for the respective petitioners.

Mr. Suyash Dhar Badgaiya, counsel for the respondent/CSIDC.

Mr. Galib Dwivedi, Mr. Awanish Shukla, Mr. Amit Tirkey along with Mr. Pankaj Agrawal, Mr. Ashok Kumar Varma, Mr. Gajendra Kumar Sahu, Mr. Harsh Wardhan Agrawal with Mr. Devendra Patel, Mr. Trivikram Nayak, Mr. Manas Vajpai on behalf of Mr. Sandeep Dubey, Mr. Shreyansh Mehta on behalf of Mr. Amrito Das, Mr. Anumesh Shrivastava, counsel for the respective respondents.

Mr. Gary Mukhopadhyay, Government Advocate for the State.

In pursuance of direction given by this Court, Chhattisgarh State Industrial



Development Corporation (CSIDC) has filed an affidavit mentioning in paragraph No. 5 and 6 as under:-

“5. It is humbly submitted that the Respondent No. 8 has entered into Lease Deed dated 17.05.1984 (Annexure P/3) with the Petitioner Industry and in accordance with the said Lease Deed have been imposing the charges such as the demand of annual ground rent i.e. Lease Rent, annual development fund for maintenance i.e. Maintenance Charges, annual Street Light Charges and Charges for water supply. The Respondent No. 8 in compliance of the Hon'ble High Court's order dated 11.01.2024 is hereby filing the Money Receipts of all the charges with regard to the services provided to the Petitioner Industry.

6. It is humbly submitted that in exchange of the aforesaid charges levied by Respondent No. 8, the service of infrastructure development and maintaining the said area with facilities of providing the Petitioner Industry with adequate water along with overhead tanks, distribution pipeline, maintaining drainage system, culverts, maintaining roads, common area lightening system with installing street lights, plantation, development and maintenance of amenities and over all maintenance and development of the said industrial area since the beginning.”

Counsel for the Municipal Corporation is directed to verify the fact and file additional affidavit to clarify his stand whether the Municipal Corporation is providing electricity facility or water to the industries. Let this factual matrix clarify by way of affidavit.

Counsels for the Municipal Corporation are also directed to clarify what facilities they are providing in the Industrial Development Corporation to claim charges by way of tax.

Counsel for the parties are directed to exchange their pleadings.

List this case on **15.03.2024** immediately after motion hearing matters.

Interim relief, if any, granted earlier shall continue till the next date of hearing.

**Sd/-  
(Narendra Kumar Vyas)  
Judge**