

HIGH COURT OF CHHATTISGARH, BILASPUR



Order Sheet

CONT No. 702 of 2021

Tikaram Sahu S/o Late Shri Lakhan Sahu Aged About 75 Years R/o H.No. 186/2, Ward No. 8, Khaikhut, Purana Para, Khaikhut, Raipur, District- Raipur, Chhattisgarh.

--- **Petitioner**

Versus

1. Shri Pardeshi Siddharth Komal Singh The Secretary, Public Works Department, Atal Nagar, Mahanadi Mantralaya, Naya Raipur, Post Office And Police Station- Naya Raipur, Chhattisgarh.
2. Shri N.K.Pandey The Executive Engineer, Public Works Department, Vidhan Sabha Division, Raipur, O/o E-In-C, Pwd, Nirman Bhawan, Atal Nagar, Naya Raipur, District- Raipur, Chhattisgarh.

---**Respondents**

02.03.2022	Mr. Hemant Agrawal, counsel for the applicant. Mr. Ghan Shyam Patel, counsel for the respondents. The instant petition has been filed for disobedience of the order dated 17.02.2021 passed in WPC No.830 of 2021 wherein this Court has passed the following order : “Learned counsel for the petitioner would submit that the land of the petitioner was acquired for construction of the road and drainage system and the assessment of the value of the land of the petitioner was arrived at Rs.2,70,000/- and the SDO, Raipur by communication dated August, 2018 (Annexure P-4) has asked the Executive Engineer to prepare the cheque in the name of the person in whose name the land is recorded. Learned counsel submits that thereafter the petitioner has made several representations, however, the compensation has not been given. Considering the letter of August, 2018 written by the SDO, Raipur, wherein the assessment of compensation of the petitioner has been made. Since it has been stated that the amount still has not been disbursed to the petitioner, respondents 1 & 2 are directed to release the assessed compensation as per their letter to the petitioner and of any person entitled there too as per revenue records within a period of 60 days from the date of receipt of this order. It is further observed that the non payment of the amount shall further carry 12% interest from the date of acquisition of the possession. With such observation, the petition stands disposed of.” Learned counsel for the petitioner submits that subsequent to the order passed in WPC No.830 of 2021, contempt petition was filed by the petitioner on 10.09.2021. At para 4 of the petition, it is alleged that the petitioner has not



received compensation till the month of September, 2021 thereby the contempt has been committed. The petition is supported by an affidavit of Tilak Ram Sahu.

Reply has been filed on behalf of respondents no.2 which shows that by order dated 15.03.2021, the compensation of Rs.2,70,000/- which falls to the share of petitioner has already been disbursed.

Learned counsel for the petitioner submits that as earlier ordered by this Court, no interest has been paid to him.

Having regard to the fact, it appears that no deliberate disobedience of the order dated 17.02.2021 passed in WPC No.830 of 2021 has been committed since the amount of Rs.2,70,000/- has been paid after completing necessary formalities. So far as accrual of interest is concerned, if the petitioner is still aggrieved by non-payment of interest, he may avail appropriate remedy available to him under the law.

With the above observation, this contempt petition is disposed off.

Sd/-

**GOUTAM BHADURI
JUDGE**

Rao

