

Court No. - 9

Case :- CONTEMPT APPLICATION (CIVIL) No. - 1597 of 2022

Applicant :- Ram Ashish Chauhan

Opposite Party :- Sri Hemant Chaudhary, S.D.M. And Another

Counsel for Applicant :- Kailash Singh Yadav, Kailash Singh Yadav, Sajjan Kumar Yadav

Hon'ble Rohit Ranjan Agarwal, J.

1. The writ Court on 29.11.2019 in Public Interest Litigation (PIL) No.2129 of 2019 has passed the following order :

"This petition for writ is preferred to hold an inquiry pertaining to unauthorized occupation by respondents no.5, 6, 7, 8 and 9.

As per the petitioner, the respondents aforesaid have made encroachment on public land.

For having the relief as prayed for, an effective remedy is available to the petitioner under Section 67 of the U.P. Revenue Code, 2006. The petitioner may avail such remedy for redressal of his grievance.

The petitioner, if files an application as per provisions of Section 67 of the Code of 2006 before the authority competent along with a certified copy of this order within a period of six weeks from today, the same shall be considered and decided by the authority competent within a period of three months thereafter.

The writ petition stands disposed of."

2. A compliance affidavit has been filed by the State wherein it has been stated that the order of the writ Court has been complied with on 29.07.2022.

3. As the order of writ Court was only to the extent to decide application under Section 67 of the U.P. Revenue Code, 2006, which the authority have done, no case of contempt is made out.

4. The contempt application is misconceived. Dismissed.

5. Contempt notice stands discharged.

Order Date :- 1.11.2023

Kushal