

Court No. - 9

Case :- CONTEMPT APPLICATION (CIVIL) No. - 1908 of 2018

Applicant :- Maya Shankar And Another

Opposite Party :- Sunil Kumar Verma, Sub Divisional Magistrate

Counsel for Applicant :- Adarsh Bhushan, Abhay Kumar
Kushwaha, Sanjay Kumar Singh Kushwaha, Sumit Kumar

Hon'ble Rohit Ranjan Agarwal, J.

The writ Court on 23.08.2017 in Writ-C No. 37980 of 2017 passed the following order:-

"Heard counsel for the petitioners and Standing Counsel for the State of U.P.

This writ petition has been filed for mandamus directing the Sub-Divisional Magistrate (respondent No.2) to ensure compliance of order dated 14.08.2015 passed in proceedings under Section 41 of U.P. Land Revenue Act, 1901.

It has been stated that on the application of the petitioners, proceedings under Section 41 of U.P. Land Revenue Act, has been initiated for demarcation and settlement of boundary of plot no. 639-Ka and 639-Ga. The Sub-Divisional Magistrate by order dated 14.08.2015, approved the Measurement Report dated 25.05.2015 and Field Book dated 27.11.2014 submitted by the Revenue Inspector. Although, the order dated 14.08.2015 has not been stayed from any higher Court but the actual demarcation and settlement of the boundary of the aforesaid plot took place on the spot.

In view of the facts of the case, the writ petition is disposed of with direction to Sub-Divisional Magistrate, Varanasi (respondent No.2) to ensure the compliance of order dated 14.08.2015 and ensure the demarcation of plot and settlement of boundary on the spot within a period of two months from the date of producing a certified copy of this order, if the aforesaid order has not been stayed from any higher Court."

Compliance affidavit has been filed by State wherein it has been stated that order of writ Court has been complied with.

In view of said fact, as the order of writ Court has been complied with, the contempt application is rendered infructuous and the same stands dismissed.

Contempt notice stands discharged.

Order Date :- 31.10.2023//V.S.Singh