

Court No. - 51

Case :- PUBLIC INTEREST LITIGATION (PIL) No. - 1763 of 2023

Petitioner :- Uday Bhan Duby

Respondent :- State Of U.P. And 7 Others

Counsel for Petitioner :- Parmeshwar Yadav

Counsel for Respondent :- C.S.C.

Hon'ble Chandra Kumar Rai,J.

1. In compliance of the order of this Court dated 6.10.2023, instruction dated 26.10.2023 has been placed before the Court by Mr. Abhishek Shukla, learned Additional Chief Standing Counsel for the State-respondents, which is taken on record.

2. Learned Additional Chief Standing Counsel on the basis of instruction dated 26.10.2023 submitted that in respect to plot no.1252, which is recorded as pond, five cases have been registered under Section 67 (1) of U.P. Revenue Code, 2006. The particular of the cases as follows:

- i. T202305470108786
- ii. T202305470108787
- iii. T202305470108788
- iv. T202305470108789
- v. T202305470108804

Learned Additional Chief Standing Counsel for the State-respondents further submitted that in respect to plot no.1249, which is recorded as banjar, seven cases, under Section 67 (1) of U.P. Revenue Code, 2006 have been registered. The particular of the cases are as follows:

- i. T202305470111532
- ii. T202305470111536
- iii. T202305470111537
- iv. T202305470111538
- v. T202305470111539

vi.T202305470111540

vii.T202305470111542

Learned Additional Chief Standing Counsel further submitted that plot no.1253 is recorded as banjar and two cases have been registered under Section 67 (1) of U.P. Revenue Code, 2006. The particular of the cases are as follows:

i. T202305470111531

ii. T202305470111534

3. In view of the facts mentioned in the instruction dated 26.10.2023, the instant public interest litigation is finally ***disposed of*** directing respondent no.4 i.e. Tahsildar, Tahsil- Sadar, District- Mahraiganj to decide the aforementioned 14 cases, under Section 67 (1) of U.P. Revenue Code, 2006 in accordance with law after affording opportunity of hearing to both parties, expeditiously preferably within a period of six months from the date of production of certified copy of this order before him.

4. Learned Additional Chief Standing Counsel for the State-respondents shall serve the copy of the instruction dated 26.10.2023 upon learned counsel for the petitioner during course of the day.

Order Date :- 27.10.2023
Rameez