

Court No. - 52

Case :- WRIT - C No. - 28797 of 2023

Petitioner :- Dinesh Kumar Swarnkar

Respondent :- State Of U.P. And 4 Others

Counsel for Petitioner :- Ram Raj Prajapati, Jay Prakash Narayan

Counsel for Respondent :- C.S.C.

Hon'ble Saurabh Srivastava, J.

1. Heard Sri Ram Raj Prajapati, learned counsel for the petitioner and Sri Prabhakar Tripathi, learned Standing counsel appearing on behalf of respondent nos. 1 to 4.

2. Present petition has been filed seeking a direction in the nature of mandamus to be issued in favour of the respondents to take necessary action against the respondent no.5 who illegally wants to occupy Arazi No.496 situated at Village Alishahpur, Tehsil Sadar, District Jaunpur.

3. Today when the matter has been taken up, learned Standing Counsel came up with the specific instructions which is taken on record through which it has been transpired that no encroachment has ever been carried out by the respondent no.5 over the land in question and the said land is covered with bushes and water.

4. In view thereof, there is hardly any cause of action arises in favour of the petitioner to pursue the instant petition.

5. Accordingly, the present petition stands **disposed of**.

Order Date :- 16.10.2023

Vivek Kr.