

Court No. - 21

Case :- WRIT - C No. - 34062 of 2023

Petitioner :- Smt. Vinita Singh

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

Counsel for Petitioner :- Ajay Kumar Vashistha

Counsel for Respondent :- C.S.C., Rakesh Kumar Gupta

Hon'ble Manoj Kumar Gupta, Acting Chief Justice

Hon'ble Donadi Ramesh, J.

1. The instant petition has been filed for a writ of mandamus restraining the respondents from demolishing the construction existing over plot No. 21 Mauza Sukhmalpur, Nizamabad Mausuma, Mohalla New Ramgarh, Tehsil & District Firozabad without proper demarcation.

2. Learned counsel for Nagar Nigam contends that the property belongs to Nagar Nigam and Nagar Nigam intends to demolish the *pucca* construction. Admittedly, there is no demolition order in existence nor any proceedings in that behalf has been initiated by the respondent-Nagar Nigam so far.

3. In view of the above factual position, the instant petition is **disposed of** by providing that the respondent-Nagar Nigam will not demolish the *pucca* constructions existing over the land in dispute without following the due process of law.

(Donadi Ramesh, J.) (Manoj Kumar Gupta, A.C.J.)

Order Date :- 23.11.2023

Ruhi H.