

Court No. - 52

Case :- PUBLIC INTEREST LITIGATION (PIL) No. - 2229 of 2023

Petitioner :- Doodh Nath Pal

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Vikas Srivastava, Jitendra Singh, Sachchida Nand Ojha

Counsel for Respondent :- C.S.C., Bhupendra Kumar Tripathi

Hon'ble Saurabh Srivastava, J.

1. Heard Sri Vikas Srivastava, learned counsel for petitioner and learned Standing counsel for State respondents.
2. Present P.I.L has been filed seeking direction in the nature of mandamus in favour of respondent nos. 2 and 3 to ensure removal of the illegal encroachment over arazi no. 149/0.028 hectare "Chak Marg" situated in village Sarai Vikram, Tehsil Mariyahun, District Jaunpur from unauthorised occupant in pursuance of order dated 23.03.2023 passed by respondent no. 3.
3. At the very outset, learned Standing counsel for State respondents came up with specific instructions which is taken on record through which it transpired that against the order dated 23.03.2023 an appeal under Section 67(5) of U.P. Revenue Code, 2006 is pending wherein next date fixed for hearing is 09.11.2023.
4. In view of the aforementioned facts and circumstances, the prayer made in the petition cannot be acceded during pendency of the appeal.
5. Writ petition stands ***disposed of*** accordingly.

Order Date :- 28.10.2023

Shaswat