

Court No. - 52

Case :- PUBLIC INTEREST LITIGATION (PIL) No. - 2227 of 2023

Petitioner :- Dharmendra Kumar

Respondent :- State Of U.P. And 5 Others

Counsel for Petitioner :- Shashank Sharma

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

Hon'ble Saurabh Srivastava, J.

1. Heard Sri Shashank Sharma, learned counsel for the petitioner and Sri Satyendra Bhushan Dubey, learned Standing counsel appearing on behalf of respondent nos. 1 to 4 as well as Sri Bhupendra Kumar Tripathi, learned counsel for respondent no. 5.

2. Present petition has been filed seeking a direction in the nature of mandamus to be issued in favour of the respondents no. 2 and 3 take immediate steps for restraining the respondent nos. 5 and 6 to establish water tank over Arazi No.482 which is recorded as Khalihan, situated at Village Sonahita, Tehsil Machhalishahar, 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 for the purposes of construction of water tank, proceeding of exchange has been initiated by the revenue authorities from gata nos.1209, 1037 and 28 which are recorded as Navin Parti in the revenue record and construction of water tank has yet not been started over Gata No.482.

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 :- 8.11.2023

Vivek Kr.