

Chief Justice's Court

Case :- WRIT - C No. - 33344 of 2023

Petitioner :- Dharam Prakash Solanki And Another

Respondent :- State Of U.P. And 2 Others

Counsel for Petitioner :- Manish Kumar Tripathi

Counsel for Respondent :- C.S.C.,Anjali Upadhya

Hon'ble Pritinker Diwaker,Chief Justice

Hon'ble Ashutosh Srivastava,J.

1. Grievance of the petitioners is that they had purchased land along with residential house constructed thereon from one Sanjay Khanna and have offered the house constructed to a Bank which is being run in a residential area without obtaining permission of the competent authority. The competent authority has raised objection that commercial activities cannot be carried out in residential area.
2. Learned counsel for the petitioners submits that the running of the bank is in the public interest as the same would provide facility to the local residents and also due security.
3. Learned counsel appearing for respondents submits that let the petitioners approach respondent no.2 - competent authority, who in turn may pass appropriate orders.
4. Learned counsel appearing for the Development Authority, however, submits that the petitioners have violated conditions and commercial activity cannot be carried out in residential area.
5. Be that as it may, if the petitioners file any application, the same may be considered by the respondents in accordance with law.
6. The writ petition, is accordingly, **disposed of**.

Order Date :- 6.11.2023

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(Ashutosh Srivastava, J.) (Pritinker Diwaker, CJ.)