

Court No. - 9

Case :- CONTEMPT APPLICATION (CIVIL) No. - 7296 of 2023

Applicant :- Kailash Singh

Opposite Party :- Smt. Jaya Singh, Tehsildar

Counsel for Applicant :- Awadhesh Kumar Malviya

Hon'ble Rohit Ranjan Agarwal,J.

The writ Court on 20.10.2022 while disposing off PIL No. 1912 of 2022 had passed the following order;

"Heard Sri Awadhesh Kumar Malviya, learned counsel for the petitioner and Sri Abhishek Shukla, learned Additional Chief Standing Counsel appearing for the State-Respondents.

The present petition has been filed as a public interest litigation seeking to raise a grievance with regard to alleged illegal encroachment over gram sabha land by certain private persons.

Learned counsel for the State respondents submits that pursuant to the previous order instructions have been received from the respondent authorities. In view thereof he submits that the proceedings under Section 67(1) of U.P. Revenue Code-2006 has been initiated in respect of the aforesaid alleged illegal encroachment and case no. T202214291103456 has been registered.

It is further submitted that the next date fixed in the aforesaid case is 31.10.2022 and efforts are being made for its early disposal.

Learned counsel for the petitioner though not disputing the aforesaid stand taken by the respondent authorities prays for an expeditious disposal of the pending case.

Having regard to the aforementioned facts and circumstances and without expressing any opinion on the merits of the case, the present petition is disposed of with an observation that the court below would make an endeavor to decide the aforesaid case in accordance with law, expeditiously preferably within a period of three months from the date of production of certified copy of the instant order, without granting any unnecessary adjournments to either of the parties, provided there is no other legal impediment."

Today a compliance affidavit has been filed on behalf of the State wherein it has been stated that proceedings under Section 67 of the U.P. Revenue Code, 2006 have been brought to its logical end on 21.11.2023, copy of which has been brought on record as annexure No. 1 to the compliance affidavit.

As the order of writ Court has been complied by the opposite party, no case for contempt is made out.

Contempt application stands dismissed.

Contempt notice stands discharged.

File consign to record.

Order Date :- 1.12.2023

Shekhar