

Court No. - 52

Case :- PUBLIC INTEREST LITIGATION (PIL) No. - 2369 of 2023

Petitioner :- Ashutosh Singh

Respondent :- State Of U.P. And 6 Others

Counsel for Petitioner :- Sanjay Kumar Upadhyay, Ram Mani Upadhyay

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

Hon'ble Saurabh Srivastava, J.

1. Heard Sri Sanjay Kumar Upadhyay, learned counsel for the petitioner and Sri Dhananjay Singh, learned Standing counsel appearing on behalf of respondent nos. 1 to 3 and Sri Pankaj Kumar Gupta, learned counsel for respondent no. 4.

2. Present petition has been filed seeking a direction in the nature of mandamus to be issued in favour of the respondents to remove the illegal encroachment made over the public utility land bearing Gata Nos. 234 and 125 situated at village Sisauni, Tehsil Harraiya, District Basti.

3. On previous occasion specific instructions were called from learned Standing Counsel as well as learned counsel appearing for Gram Sabha to apprise the Court whether any proceedings under Section 26 of U.P. Revenue Code, 2006 or not as well as under which circumstances proceedings under Section 67 of U.P. Revenue Code, 2006 which has been initiated in the year 2022 is pending till today. Today when the matter is taken up specific instructions has been filed, which are taken on record.

4. By perusal of the instructions it is transpired that proceedings under Section 67 of U.P. Revenue Code which has been initiated in 2022, wherein next date is fixed on 24.11.2023.

5. Since the proceeding under Section 67 of U.P. Revenue Code is pending from 2022, writ petition stands **disposed of** with the best hope that revenue authorities shall finalise the same as expeditiously as possible.

Order Date :- 17.11.2023

Md Faisal