

Court No. - 51

Case :- WRIT - C No. - 36496 of 2023

Petitioner :- Gopal Das

Respondent :- State Of Uttar Pradesh And 2 Others

Counsel for Petitioner :- M. Sirajul Haq, Mohammad Adnanul Haq

Counsel for Respondent :- C.S.C.

Hon'ble Chandra Kumar Rai,J.

1. In compliance of the order of this Court, instruction dated 6.12.2023 is placed before the Court which is taken on record.

2. Mr. Anil Srivastava, learned Additional Chief Standing Counsel for the State-respondents on the basis of the instruction dated 6.12.2023 submitted that Village has been notified under consolidation operation by way of notification under Section 4 of U.P.C.H. Act on 3.11.2023. He further submitted that in view of the publication of the notification under Section 4 of U.P.C.H. Act in respect to the Village in question, the prayer made in the writ petition cannot be granted.

3. Counsel for the petitioner submitted that petitioner's application before the revenue authority was pending before the initiation of the consolidation proceeding, as such, petitioner's application should be considered in accordance with law.

4. I have considered the arguments advanced by learned Counsel for the parties and perused the records.

5. Since the Village in question has been notified under Section 4 of U.P.C.H. Act, as such, the payer made in the application dated 17.7.2023 cannot be granted.

6. No interference is required. Writ petition is accordingly **dismissed**.

Order Date :- 11.12.2023

Vandana Y.