

Court No. - 21

Case :- WRIT - C No. - 36500 of 2023

Petitioner :- Radheyshyam Sharma And Another

Respondent :- State Of U.P. And 4 Others

Counsel for Petitioner :- Paritosh Sukla

Counsel for Respondent :- C.S.C., Krishna Kant Singh

Hon'ble Manoj Kumar Gupta, J.

Hon'ble Donadi Ramesh, J.

1. The instant petition has been filed praying for quashing of the Government Order dated 19.03.2015, which lays down the guidelines for purchase of land from tenure holders on basis of negotiation when the land is required for public purposes. The petitioners have also prayed for mandamus to respondent No. 3 to give employment to their legal heirs as petitioners claim that after acquisition of their land they would be rendered landless.

2. Counsel for the petitioners admits that there is no formal notification for acquisition of the land of the petitioners. He points out that respondents had issued a public notice dated 19.05.2023 mentioning that certain land is required for construction of airport and the process for acquiring the said land through negotiation is in progress. Counsel for the petitioners further submits that the petitioners are ready to transfer their land in favour of the State provided the State promises to give employment to their legal heirs.

3. Since the acquisition is not being made under any Act but on basis of mutual negotiation, therefore, this Court cannot compel any party to agree on any particular term or condition.

4. The petition is wholly misconceived and is accordingly dismissed.

Order Date :- 19.10.2023

Mukesh Kr.

(Donadi Ramesh, J.) (Manoj Kumar Gupta, J.)