

Court No. - 52

Case :- PUBLIC INTEREST LITIGATION (PIL) No. - 2453 of 2023

Petitioner :- Sarvesh Kumar Mishra

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

Counsel for Petitioner :- Surendra Narayan Mishra, Ramesh Kumar Ojha, Vishnu Kant Ojha

Counsel for Respondent :- CSC

Hon'ble Saurabh Srivastava, J.

1. Heard Shri Ramesh Kumar Ojha, learned counsel for the petitioner and learned Standing counsel for the State-respondents.
2. The specific averments made in the petition with regard to the alleged encroachment carried out by the certain person, the mandamus has been sought from the revenue authorities.
3. On previous occasion, learned Standing Counsel had been requested to seek instructions with regard to any legal proceedings initiated against the alleged encroachers or not.
4. Learned Standing counsel came up with specific instructions that notice under Section 67 has already been issued and the proceedings as defined under Section 67 of the U.P. Revenue Code, 2006 has already been initiated against the alleged encroachers by way of giving them full opportunity of hearing after compliance of principles of nature justice, with best of hope, the same shall be culminated into its finality without granting any unnecessary adjournment to the parties.
5. The writ petition stands disposed of on the basis of the instructions so received from the learned Standing Counsel.

Order Date :- 16.11.2023

RKM