

Court No. - 40

Case :- WRIT - C No. - 36867 of 2023

Petitioner :- Dinesh

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Shashi Kant Mishra

Counsel for Respondent :- C.S.C.,Sunil Kumar Singh

Hon'ble Mahesh Chandra Tripathi,J.

Hon'ble Prashant Kumar,J.

1. Heard learned counsel for the parties and perused the record.
2. The petitioner has filed the present petition seeking a direction to the respondents to remove the encroachment from his land and give possession to the petitioner over the vacant land. It is stated that petitioner has already approached the authorities concerned raising his grievance, but till date no action has been taken.
3. Learned Standing Counsel fairly submitted that in case, petitioner moves a representation before the concerned Sub Divisional Magistrate raising his grievances, the same would be considered and decided by the concerned authority within the time stipulated by this Court.
4. Considering the facts and circumstances, without adverting any opinion on the merits of the case, we dispose of the writ petition requiring the petitioner to file a fresh representation ventilating his grievances before the concerned Sub Divisional Magistrate within ten days from today along with a certified copy of this order and in case, such representation is filed, the concerned Sub Divisional Magistrate shall consider and decide the same in accordance with law, as expeditiously as possible, preferably within three weeks thereafter, but certainly after affording opportunity to all the stakeholders in the matter.

Order Date :- 13.12.2023

P.Sri.