

Court No. - 40

Case :- WRIT - C No. - 38800 of 2023

Petitioner :- Bijendra Pal Soni And 4 Others

Respondent :- State Of U.P. And 15 Others

Counsel for Petitioner :- Shree Prakash Giri

Counsel for Respondent :- CSC,Ravi Anand Agarwal,Suresh C. Dwivedi,Tanisha Jahangir Monir

Hon'ble Mahesh Chandra Tripathi,J.

Hon'ble Prashant Kumar,J.

1. Heard Sri S.P. Giri, learned counsel for the petitioners, learned standing counsel for the State respondents, Sri S.C. Dwivedi, learned counsel for Agra Development Authority and Sri R.A. Agarwal, learned counsel for the Nagar Nigam, Agra.
2. In the present writ petition sole allegation is that the respondent authorities are proceeding against the petitioners for carrying out the demolition without due process of law.
3. In this backdrop, we have asked Sri S.C. Dwivedi, learned counsel for Agra Development Authority to seek instructions in the matter. He has placed categorical instructions dated 14.12.2023, which indicates that the construction is without any sanctioned map but at the same time it is also stated that the respondents are not carrying out any demolition.
4. Once the categorical instructions are received, we are not inclined to proceed further in the matter. Needless to say the authorities are at liberty to proceed strictly in accordance with the provisions of U.P. Urban Planning & Development Act 1973.
5. With the aforesaid observations, the writ petition stands ***disposed of.***
6. The instructions dated 14.12.2023 are taken on record.

Order Date :- 14.12.2023

S.P.