

Court No. - 40

Case :- WRIT - C No. - 38868 of 2023

Petitioner :- Rajendra

Respondent :- State Of U.P. And 7 Others

Counsel for Petitioner :- Dharmendra Kumar Singh, Rajesh Kumar Pandey

Counsel for Respondent :- C.S.C., Sher Bahadur Singh

Hon'ble Mahesh Chandra Tripathi, J.

Hon'ble Prashant Kumar, J.

1. Heard learned counsel for the petitioner and Sri Prashant Singh, State Law Officer for State-respondents.
2. The present writ petition has been preferred for a mandamus commanding Land Conservation Officer, Irrigation and Water Resources Department, Shahjahanpur to ensure compliance of order dated 26.8.2021 and further prayer has been made for commanding District Magistrate, Shahjahanpur to decide representation dated 13.8.2021 filed by the petitioner.
3. Learned counsel for the petitioner in support of his submission submitted that complaint of the petitioner was entertained way back in 2021 and Land Conservation Officer, Irrigation and Water Resources Department, Shahjahanpur has already passed an order on 26.8.2021. He has confined his prayer that till date the said order has not been complied with.
4. Learned counsel for the State-respondents submitted that in case the aforesaid order passed by the respondent authority has not been complied with, the same would be complied with expeditiously.
5. Considering the facts and circumstances, we are not inclined to keep the matter pending consideration and dispose of the present writ petition asking District Magistrate, Shahjahanpur to take final call but certainly taking into account the report submitted by the Sinchpal on 21.8.2021 and after affording opportunity of hearing to all the stakeholders in the matter. Needless to say that we have not adverted any opinion on the merits of the case.

Order Date :- 12.12.2023

Manish Himwan