

Court No. - 51

Case :- PUBLIC INTEREST LITIGATION (PIL) No. - 2602 of 2023

Petitioner :- Rampreet Singh

Respondent :- State Of U.P. And 11 Others

Counsel for Petitioner :- Rajeev Kumar Singh, Vipin Kumar Singh

Counsel for Respondent :- C.S.C., Sudhir Bharti

Hon'ble Chandra Kumar Rai, J.

1. Heard Counsel for the petitioner, Mr. Abhinav Ojha, learned Standing Counsel for the State-respondents and Mr. Sudhir Bharti for respondent no.5, Land Management Committee.

2. The instant public interest litigation has been filed for mandamus directing the respondent no.4, Tehsildar, Tehsil Hata, District Kushinagar to decide the case Nos.T202205440205834, T202205440205835, T202205440205836, T202205440205837, T202205440205839, T202205440205840, T202205440205841 within stipulated period.

3. Mr. Abhinav Ojha, learned Standing Counsel for the State-respondents on the basis of the instruction dated 4.11.2023 submitted that 14 cases are pending in respect to plot No. 183M area 0.717 hectare which is recorded as rasta in the revenue record. The particular of the case numbers are as follows:-

- (a) T202205440205833 (Gaon Sabha Vs. Munni Devi)
- (b) T202205440205834 (Gaon Sabha Vs. Sunil Singh)
- (c) T202205440205835 (Gaon Sabha Vs. Ramashankar)
- (d) T202205440205836 (Gaon Sabha Vs. Devanand)
- (e) T202205440205837 (Gaon Sabha Vs. Ramsurat)
- (f) T202205440205838 (Gaon Sabha Vs. Kodai)
- (g) T202205440205839 (Gaon Sabha Vs. Sharda)
- (h) T202205440205840 (Gaon Sabha Vs. Ayodhya)

- (i) T202205440205841(Gaon Sabha Vs. Amarjeet)
- (j) T202205440205842 (Gaon Sabha Vs. Keshav)
- (k) T202205440205843 (Gaon Sabha Vs. Sitaram)
- (l) T202205440205844(Gaon Sabha Vs. Beersen)
- (m) T202205440205845 (Gaon Sabha Vs. Phoola Devi)
- (n) T202205440205846 (Gaon Sabha Vs. Dayasen)

The cases mentioned in the instruction includes the cases which are mentioned in the prayer clause of the writ petition.

4. In view of the pendency of the cases as mentioned above, the instant public interest litigation is finally disposed of directing the respondent no.4, Tehsildar, Tehsil Hata, District Kushinagar to decide the aforementioned cases according to the provisions contained under the U.P. Revenue Code, 2006 as well as the rules framed thereunder after affording proper opportunity of hearing to the parties in accordance with law.

5. The instant public interest litigation is accordingly **disposed of.**

Order Date :- 5.12.2023

Vandana Y.