

Court No. - 39

Case :- WRIT - C No. - 39162 of 2023

Petitioner :- Smt. Umlesh And Another

Respondent :- State Of U.P. And 2 Others

Counsel for Petitioner :- Sunil Kumar Pandey

Counsel for Respondent :- C.S.C.,Aditya Bhushan Singhal

Hon'ble Saumitra Dayal Singh,J.

Hon'ble Shiv Shanker Prasad,J.

1. Heard Mr. Sunil Kumar Pandey, learned counsel for the petitioner, learned standing counsel for the state and Shadab Husain, Advocate holding brief of learned counsel for the respondent.

2. Petitioner has assailed the demolition order dated 28.9.2023.

3. At the outset, objection has been raised to the maintainability of the present petition.

4. Objection is sustained. Accordingly, the writ petition is **disposed of** with the direction subject to petitioner filing a statutory appeal within a period of three weeks from today, the same may be entertained, heard and decided on merits without raising any objection as to the limitation after hearing all necessary parties, as expeditiously as possible preferably within a period of one month from the date of first compliance of this order. For a period of eight weeks or till decision of appeal whichever is earlier, no coercive action shall be taken against the petitioner.

Order Date :- 9.11.2023

Abhishek Singh

(Shiv Shanker Prasad,J.) (Saumitra Dayal Singh,J.)