

Court No. - 21

Case :- WRIT - C No. - 40062 of 2023

Petitioner :- Himanshu Gupta

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

Counsel for Petitioner :- Vivek Saran

Counsel for Respondent :- CSC

Hon'ble Manoj Kumar Gupta, Acting Chief Justice

Hon'ble Donadi Ramesh, J.

1. Prayer made in the instant petition is for a direction to the respondents not to dispossess the petitioner from Khasra No. 760 Village Baral Partapur, Tehsil Sadar, District Meerut till the application filed by him dated 22.09.2023, under Section 94 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (hereinafter referred to as the Act), is decided.

2. The case of the petitioner is that the respondents have acquired a part of Khasra No. 760. The petitioner was running a banquet hall over it. The remaining land is a small parcel of land, which is of no use to the petitioner and therefore, the petitioner had filed an application in question invoking the provisions of Section 94 of the Act. It is submitted that respondent no. 2 is competent to examine the same and he may be directed to decide.

3. Sri Rajiv Gupta, learned Additional Chief Standing Counsel does not object to the said prayer.

4. Accordingly, the instant petition is disposed of with direction to respondent no. 2 to decide the application of the petitioner dated 22.09.2023 within a period of twelve weeks from the date of communication of the instant order along with photocopy of the application.

(Donadi Ramesh, J.)

(Manoj Kumar Gupta, ACJ.)

Order Date :- 22.11.2023

Noman