

Court No. - 21

Case :- WRIT - C No. - 41149 of 2023

Petitioner :- Mohd. Waseem

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

Counsel for Petitioner :- Vikas Tiwari, Ashutosh Chaubey

Counsel for Respondent :- C.S.C., Krishna Mohan Asthana

Hon'ble Manoj Kumar Gupta, Acting Chief Justice

Hon'ble Donadi Ramesh, J.

1. Heard Sri Vikas Tiwari, learned counsel for the petitioner and Sri Krishna Mohan Asthana, learned counsel for the development-Authority.
2. The petitioner has assailed the show cause notice issued by the respondent-Authority under Section 27 (1) of the U.P. Urban Planning and Development Act, 1973.
3. Contention of the learned counsel for the petitioner is that construction of the petitioner is in existence since before enforcement of the Act.
4. Since the impugned notice is in nature of show cause notice, therefore, we find no good ground to interfere with the same and leave it open to the petitioner to submit his defence before the Authority concerned.
5. The instant writ petition stands disposed of, accordingly.

(Donadi Ramesh, J.) (Manoj Kumar Gupta, A.C.J.)

Order Date :- 29.11.2023

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