

Court No. - 6

Case :- WRIT - B No. - 16699 of 2019

Petitioner :- Vindhyavasini Pratap Narayan Singh And Ors.

Respondent :- State Of U.P. Thru. The Prin. Secy. Revenue Deptt. And Ors.

Counsel for Petitioner :- Rajendra Pratap Singh, Akash Dikshit, Bharat Kumar Dixit, Ravi Kumar Singh, Vijay Kumar

Counsel for Respondent :- C.S.C.

Hon'ble Rajnish Kumar, J.

Heard Shri Akash Dikshit, learned counsel for the petitioner and Shri Upendra Singh, learned Additional Chief Standing Counsel.

Learned Additional Chief Standing Counsel raised a preliminary objection that this petition challenging the notification dated 05.02.2019 issued under Section 6/1 of the U.P. Consolidation of Holdings Act is not maintainable in view of order passed by a Division Bench of this Court in the case of **M/S Runup Grammodityog Evam Sewa Sansthan Vs. State of U.P. an Others; (2022) 155 RD 497.**

Learned counsel for the petitioner, after going through the said judgment, could not dispute the same. However, he submits that in view of Rule-17 of the U.P. Consolidation of Holdings Act, the notification under Section-4 can be cancelled on one or more of the grounds given in the same in regard to which learned Additional Chief Standing Counsel inviting attention of this Court towards the report of the Deputy Director of Consolidation dated 27.09.2018, contained in annexure no.4 to the petition and counter affidavit submits that the reasons have also been assigned in terms of the aforesaid rule. From perusal of which it is apparent that the reasons have also been assigned, however the same have not been disclosed in the notification but the same are sufficient.

In view of above, this petition is **dismissed**.

(Rajnish Kumar, J.)

Order Date :- 6.12.2023

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