

Court No. - 3

Case :- WRIT - C No. - 6006 of 2022

Petitioner :- Kantha Nawik Machhua Sahkari Samiti Ltd.

Kantha, Unnao Thru. Chairman Suresh, Unnao

Respondent :- State Of U.P. Thru. Addl. Chief Secy. Deptt.

Revenue Govt. Of U.P. Civil Sectr. Lko. And Others

Counsel for Petitioner :- Ramesh Singh

Counsel for Respondent :- C.S.C.

Hon'ble Vivek Chaudhary,J.

Hon'ble Manish Kumar,J.

1. Heard learned counsel for petitioner and learned Standing Counsel for the State.
2. Petitioner has approached this Court challenging the order dated 14.8.2022 whereby the auction, which the petitioner claims to have been held in its favour with regard to fishing rights of a pond, is cancelled by the Sub Division Officer, Purwa, District Unnao.
3. After arguing at some length, learned counsel for petitioner submits that the impugned is passed without giving any notice or opportunity of hearing to the petitioner. He refers to the impugned order, which also shows that no opportunity was given before passing the impugned order. The order has been passed on 14.8.2022 and more than a year has already passed and it is also now known whether fresh fishing rights are already granted or not.
4. Therefore, petitioner is permitted to make a fresh detailed representation against the aforesaid order to respondent no.3-Sub Divisional Officer, Purwa, District Unnao, raising all its grievance, annexing therewith a copy of this writ petition along with annexures and all the documents in support of its claim within a period of two weeks from today along with a certified copy of this order.
5. In case such a representation is moved by petitioner, respondent no.3 shall consider and decide the same in accordance with law by a reasoned and speaking order within a period of two months from the date, a certified copy of this order along with representation is placed before him.
6. It is made clear that this court has not applied itself on the merits of the case and all questions are left open to be

considered and decided by the competent authority in accordance with law.

7. With the aforesaid directions, present writ petition is ***disposed of***.

[Manish Kumar,J.] [Vivek Chaudhary,J.]

Order Date :- 16.11.2023

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