

Court No. - 3

Case :- WRIT - C No. - 6791 of 2023

Petitioner :- Muhammad Sharif

Respondent :- State Of U.P. Thru. District Magistrate Amethi And 6 Others

Counsel for Petitioner :- Shyam Bahadur

Counsel for Respondent :- C.S.C.,Kunwar Sushant
Prakash,Sanjeev Singh

Hon'ble Vivek Chaudhary,J.

Hon'ble Manish Kumar,J.

1. Heard counsel for the parties.
2. Petitioner has approached this Court claiming that he was allotted a residential Plot No. B-79/1, measuring area- 192 square meter, Sector 5, Phase-1, situated in Industrial Area- Jagdishpur, District Amethi in the year 2009 and the entire amount has been deposited by the petitioner but the possession of the same was never provided to the petitioner.
3. Sri Kunwar Sushant Prakash, learned counsel for the UPSIDA states that the said plot is no more available and respondents are therefore asked to provide the availability of alternative plots. Along with a short counter affidavit in paragraph 3, certain plots are identified as available to the petitioner.
4. Counsel for the petitioner states that the said plots are only of 72 square metres each. Plot nos. E 275 & E 276 adjacent are both of 72 square metres.
5. In the given facts and circumstances, it is provided that the aforesaid two plots total area 144 square metres shall be provided to the petitioner by the respondent authorities and for the remaining deficiency of the area i.e. 48 square metres, the differential amount entitled to the petitioner shall be returned to him along with 6 % interest.
6. The aforesaid exercise shall be concluded including execution of sale deed and difference of amount in favour of the petitioner within a period of two months.
7. With the aforesaid direction, the writ petition stands disposed of.

(Manish Kumar, J.) (Vivek Chaudhary, J.)

Order Date :- 27.10.2023

Nitesh