

Court No. - 3

Case :- WRIT - C No. - 8650 of 2023

Petitioner :- Smt. Nanhi Devi And Another

Respondent :- State Of U.P. Thru. Secy. , Prin. Secy. Home Lko. And 4 Others

Counsel for Petitioner :- Ashok Kumar Singh, Manish Kumar Gond, Rahul Kumar Singh

Counsel for Respondent :- C.S.C., Dilip Kumar Pandey

Hon'ble Vivek Chaudhary, J.

Hon'ble Manish Kumar, J.

Heard learned counsel for the petitioner, learned Standing Counsel and Sri Dilip Kumar Pandey, learned counsel for the Gaon Sabha/respondent no.4.

Petitioner has approached this Court praying for the following relief:-

"a) Issue a writ of mandamus or a writ, order or direction in the nature of mandamus commanding to the opposite party no.1 and 2 to direct the opposite party no.3 and 4 that he will not disturb the possession of petitioner on the above said land (Khasra No.1456 (Petitioner No-1) and Khasra No.1457 (Petitioner No.2) and also stop Opposite Party No. 3 and 4 through Opposite Party No.5 from constructing the Pond (Talab) on the petitioners agricultural land without giving any notice or acquiring the Land from petitioner's."

Learned Additional Chief Standing Counsel, on instruction, from the Block Development Officer states that the land is under demarcation and the B.D.O. concerned seeks a week's time to demarcate the land and demarcation shall be effected within a period of one week.

In the given facts and circumstances, it is provided that unless the demarcation of the plots of petitioners is done on the basis of proper survey report, the nature of land of petitioners as on

today shall not be changed. The demarcation shall positively be concluded within a maximum period of three weeks from today by a proper survey.

With the aforesaid directions, the writ petition stands **disposed of**.

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

Order Date :- 10.10.2023

Arjun/-