

Court No. - 3

Case :- WRIT - C No. - 9157 of 2023

Petitioner :- Devendra Kumar Awasthi Totally Blind And Disabled Person

Respondent :- State Of U.P. Thru. Prin. Secy. Ministry Revenue Civil Secrt. Lko. And 4 Others

Counsel for Petitioner :- Manju Sharma

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

Hon'ble Vivek Chaudhary, J.

Hon'ble Manish Kumar, J.

1. Heard learned counsel for petitioner and learned standing counsel for State.

2. Present writ petition is filed with the following prayers:-

*"(i) Issue of a writ in nature of Mandamus commanding the opposite parties no.2 to 5 to allot the land Gata no.1495 measuring 0.251 Hectare situate at village Faliapur Pargana Bangar Tehsil and Distt Hardoi and the opposite party no.2 to 5 may be commanded not to create any hindrance in the peaceful possession use and enjoyment of the petitioners in and over the said land in question in any manner whatsoever.
(ii) Issue of a writ order or directions in nature of Mandamus commanding the opposite parties no.1 and 2 to decide the representation of the petitioner for the redressal of their grievance as contained in annexure no.4 and 5 to this writ petition and save the rights of the petitioner relating to the land Gata no.1495 measuring 0.254 Hectare situate at village Faliapur Pargana Bangar Tehsil and Distt Hardoi"*

3. Learned counsel for petitioner submits that the petitioner's representation is pending before respondent no.2 and grievance of petitioner would sufficiently be met in case a fresh representation of petitioner for the said purposes is considered and decided in a time bound manner.

4. Learned standing counsel has no objection to the same.

5. In view thereof, petitioner is permitted to make a fresh detailed representation to respondent no.2-District Magistrate, Hardoi raising all his grievance, annexing therewith a copy of

this writ petition along with annexures and all the documents in support of his claim within a period of two weeks from today along with a certified copy of this order.

6. In case such a representation is moved by petitioner, respondent no.2 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.

7. 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.

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

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

Order Date :- 18.10.2023

-Amit K-