

Court No. - 17

Case :- PUBLIC INTEREST LITIGATION (PIL) No. - 933 of 2023

Petitioner :- Sampurna Nand

Respondent :- State Of U.P. Thru. Secy. For Revenue U.P. Sectt. Lko.
And 8 Others

Counsel for Petitioner :- Shashank Shukla

Counsel for Respondent :- C.S.C., Pankaj Gupta

Hon'ble Alok Mathur, J.

1. Heard Sri Shashank Shukla, learned counsel for the petitioner, learned Standing counsel for the State and Sri Pankaj Gupta for the Gaon Sabha.

2. By means of the present public interest petition the petitioner has stated that the land of gata No.14 area 0.113 hectare situated in Village Lohasa, Pargana Pahadapur, Tehsil Colonelganj, District Gonda which is recorded as composite grounds or *khad Gaddha* in revenue record/khatauni is a public utility land where the private respondent No.s 6 to 9 have illegally encroached upon it and also blocked the road and took possession over the same. It is further submitted that several representations in this regard have been given to the concerned authorities but no proceedings have been initiated by them.

3. Learned Standing counsel, on the basis of the instructions, has informed this Court that with regard to the said land proceedings under Section 67 of U.P. Revenue Code, 2006 have already been initiated and case No.s T202308300508886, T202308300508887, T202308300508888,

T202308300508889, T202308300508890, T202308300508891, T202308300508892 & T202308300508893 have already been registered and are being proceeded with in accordance with law and the same shall be concluded expeditiously.

4. In light of the above and also considering the fact that under Section 67 of the Code of 2006 the competent authority has full powers to clear illegal encroachments from public utility land and also to impose penalty and also considering that appropriate proceedings have already been initiated, no further directions are required to be issued by this Court. However, it is expected that the competent authority shall proceed in the matter and conclude the same

expeditiously in accordance with law.
5. The petition, thus, stands **disposed off**.

(Alok Mathur, J.)

Order Date :- 12.10.2023
RKM.