

Court No. - 3

Case :- WRIT - C No. - 9864 of 2023

Petitioner :- Gurudev

Respondent :- State Of U.P. Thru. Prin. Secy. Public Works
Deptt. Lko. And 2 Others

Counsel for Petitioner :- Jitendra Singh, Om Chandra
Sahu

Counsel for Respondent :- C.S.C.

Hon'ble Vivek Chaudhary, J.

Hon'ble Manish Kumar, J.

Heard learned counsel for the petitioners and learned
Standing Counsel for the State respondents.

Present writ petition has been filed with the following main
relief:-

*"A writ order or direction in the nature of mandamus
commanding the opposite parties not to make any road on
bhumidhari land of the petitioner Gata No. 429, village-
Mauli, Pargana- Vihar, Tehsil- Kunda, District Pratapgarh."*

Learned Standing counsel submits that petitioner has
liberty to get his land demarcated in proceedings under
Section 24 of the U.P. Land Revenue Code, 2006, by which
it can be proved that the land of the petitioner is impacted
or not.

Petition is disposed of with liberty to the petitioner to file
an application for demarcation of his land before the Sub
Divisional Magistrate concerned within a period of two
weeks from today. In case petitioner files such an
application under Section 24 of the U.P. Land Revenue
Code, 2006 before the Sub Divisional Magistrate concerned
shall proceed and decide the same on the basis of proper
survey report and shall take the matter to its logical
conclusion in accordance with law by a reasoned and
speaking order after hearing all the concerned parties,
within a period of six weeks from the date a certified copy
of this order along with the application for demarcation is
placed before him.

With the aforesaid direction, the writ petition is disposed
of.

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

Order Date :- 8.11.2023

Nitesh