

Court No. - 3

Case :- WRIT - C No. - 9922 of 2023

Petitioner :- Sayed Abdul Rahmaan

Respondent :- State Of U.P. Thru. Addl. Chief Secy. Housing And Urban Planning Deptt. U.P. Govt. Lko. And Others

Counsel for Petitioner :- Lalit Kishore Tiwari, Karuna Shankar Tiwari

Counsel for Respondent :- C.S.C., Namit Sharma, Ratnesh Chandra

Hon'ble Vivek Chaudhary, J.

Hon'ble Manish Kumar, J.

1. Heard learned counsel for petitioner, learned Standing Counsel for the State, Ms. Monika Yadav holding brief of Sri Namit Sharma, learned counsel for respondent no.4 and Sri Ratnesh Chandra, learned counsel for Lucknow Development Authority.

2. Petitioner has approached this Court claiming that he is a tenant in Shop no.58 and in the neighbouring shop nos.46 and 47 at old market Nakkhas, Lucknow, an illegal basement is being constructed, which is threatening the existence and structure of entire building.

3. Learned counsel for petitioner submits that Lucknow Development Authority is bound to look into the matter.

4. Looking into the facts and circumstances of the case, petitioner is permitted to make a fresh detailed representation to respondent no.3-Secretary, Lucknow Development Authority, Gomti Nagar, Lucknow, 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 one week from today along with a certified copy of this order.

5. In case such a representation is moved by petitioner, respondent no.3 shall consider and decide the same in accordance with law by a reasoned and speaking order within a period of three weeks from the date, a certified copy of this order along with representation is placed before him.

6. 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.

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

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

Order Date :- 8.11.2023

Sachin