

Court No. - 6

Case :- PUBLIC INTEREST LITIGATION (PIL) No. - 1071 of 2023

Petitioner :- Ajeemuddin And Another

Respondent :- State Of U.P. Thru. Prin. Secy. Revenue Deptt. Lko. And 5 Others

Counsel for Petitioner :- Mukut Bihari Tripathi, Ram Vishal Tripathi

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

Hon'ble Rajnish Kumar, J.

Heard Shri Mukut Bihari Tripathi, learned counsel for the petitioner and Shri Yogesh Kumar Awasthi, learned Standing Counsel.

This Court had passed the following order on 17.11.2023:-

"Heard Sri Ram Vishal Tripathi, learned counsel for the petitioners and Sri Yogendra Kumar Awasthi, learned Standing Counsel.

Learned counsel for the petitioners submits that despite the order dated 27.08.2015 passed under Section 122 B read with Rule 115 B of the U.P. Z.A. & L.R. Rules and its modification on an application for recall moved by the encroacher, by means of the order dated 21.11.2016, the amount of damages has been reduced but the encroachment has not been removed till date from Gata No.294, area 0.008 hectare situated in Village Panchayat Badhauli, Tehsil Kaiserganj, District Bahraich.

Learned Standing Counsel, on the basis of instructions, submits that in pursuance of the aforesaid order, the encroachment has been removed and the damages has been deposited by the encroacher on 15.03.2017.

Learned counsel for the petitioner prays for and is granted three days time to seek instructions in the matter and file supplementary affidavit.

List on 21.11.2023."

Learned counsel for the petitioner, on the basis of instructions, submits that the encroachment has been removed yesterday i.e. 20.11.2023.

In view of above, this petition has rendered infructuous.

Dismissed accordingly.

(Rajnish Kumar, J.)

Order Date :- 21.11.2023 / Haseen U.