

Court No. - 3

Case :- WRIT - C No. - 11000 of 2023

Petitioner :- Junaid Ahmad Khan And Others

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

Counsel for Petitioner :- Santosh Kr. Yadav Warsi, Sandeep Kumar Srivastava

Counsel for Respondent :- C.S.C., Apoorva Tewari, Namit Sharma, Ratnesh Chandra, Shailendra Singh Chauhan

Hon'ble Vivek Chaudhary, J.

Hon'ble Manish Kumar, J.

Shri Apoorva Tewari, learned Advocate and Sri Sachin Shukla, learned Advocate have filed their joint Vakalatnama on behalf of Respondent No.12, Shri Shailendra Singh Chauhan, learned Advocate has filed Vakalatnama on behalf of Respondent Nos. 6 to 11, which are taken on record.

Supplementary affidavit filed today is taken on record.

Heard learned counsel for the parties and perused the record.

Petitioner has approached this Court claiming that they were legally allotted Plot / Shop Nos.1,2,3,4,5,8 and 9 by the L.D.A. in the year 1984 on which they are running their shops. Now, L.D.A. authority is going to evict the petitioner from the said shop for demolition of the same without following any due process of law.

Shri Shailendra Singh Chauhan, learned counsel for Nagar Nigam states that no action is being taken against the petitioners for eviction of the aforesaid shops and if any eviction is taken, the proper notice / information would be given to the petitioner in accordance with law. The statement is taken on record.

Shri Apoorv Tiwari, learned counsel for the private Respondent No.12 states that Respondent No.12 is the power of attorney holder of the original owners and original owners are only getting their boundary wall constructed of the aforesaid plots. They are also not, in any manner, demolishing the aforesaid

shops in question under Kailash Kunj Scheme and are only demarcating the constructed land. Statements are taken on record.

The writ petition is consigned to record.

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

Order Date :- 16.12.2023

S. Kumar