

Court No. - 3

Case :- WRIT - C No. - 10978 of 2023

Petitioner :- Hariprakash

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

Counsel for Petitioner :- Dharmendra Kumar, Aparana Rai

Counsel for Respondent :- C.S.C., Mohan Singh

Hon'ble Vivek Chaudhary, J.

Hon'ble Manish Kumar, J.

Heard learned counsel for the petitioner and learned Standing Counsel for the State.

The petitioner has approached this Court with prayer for a mandamus directing the State authorities concerned to remove the *khadanja* road constructed on part of his land bearing Gata No.734 and 728 situated at Village Para Hathigo, Pargana, Pashchim Rath, Tehsil Bikapur, District Ayodhya.

Sri Mohan Singh, learned Standing Counsel appearing for Gram Sabha states that on part of aforesaid land bearing Gata No.734 and 728, *khadanja* road is existing for more than 10 years.

In the given circumstances, respondent no.3 i.e. Sub Divisional Magistrate, Bikapur, District Ayodhya and respondent no.6 i.e. Village Panchayat, Para Hathigo, Pargana, Pashchim Rath, Tehsil Bikapur, District Ayodhya are directed either to provide appropriate adjacent land in exchange of the said land of the petitioner occupied by the Gram Sabha or to pay compensation to the petitioner for the said land occupied by the Gram Sabha.

The Sub Divisional Magistrate, Bikapur, District Ayodhya shall ensure that action be taken within a period of two months from the date a certified copy of this order is produced before him.

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

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

Order Date :- 16.12.2023

Manoj K.