

Court No. - 3

Case :- WRIT - C No. - 11521 of 2023

Petitioner :- Brij Raj Ram Alias Brij Raj

Respondent :- State Of U.P. Thru. Secy. Revenue Deptt. Civil Sectt. Lko
And 4 Others

Counsel for Petitioner :- Vinay Kumar, Mohammad Shamim

Counsel for Respondent :- C.S.C., Dilip Kumar Pandey

Hon'ble Vivek Chaudhary, J.

Hon'ble Manish Kumar, J.

1. Heard Sri Shahid Salam, Advocate holding brief of Sri Mohd. Shamim, learned counsel for petitioner, Sri Dilip Kumar Pandey, learned counsel for respondent no.5 and learned Standing Counsel for State.

2. Present writ petition is filed by the petitioner claiming that he was granted a patta i.e. Gata No.152 Minjumla and land measuring 0.045 hect. separately in compliance of order dated 11.01.1999 in village- Rani Nagar Colony, Tehsil- Paliya, District-Lakhimpur Kheri by Government, however, without giving any notice or opportunity of hearing, respondent authorities are proceeding to demolish the house of petitioner.

3. Learned Standing Counsel fairly concedes that respondents can only take action against petitioner after giving due notice or opportunity of hearing.

4. In view thereof, respondent no.3 Sub-Divisional Magistrate, Paliya, District-Lakhimpur Kheri shall ensure that no action is taken against petitioner, except in accordance with law.

5. With the aforesaid, the writ petition is **disposed of.**

Order Date :- 22.12.2023

Arti/-