



2024:UHC:9702

IN THE HIGH COURT OF UTTARAKHAND
AT NAINITAL

THE HON'BLE SRI JUSTICE ALOK KUMAR VERMA

19th DECEMBER, 2024

WRIT PETITION (M/ S) NO.3455 of 2024

M/s Shivalik Travels Petitioner

Versus

District Panchayat, Uttarkashi and Others
.....Respondents

Counsel for the Petitioner : Mr. Sagar Kothari,
Advocate.

Counsel for the : Mr. B.S. Negi,
Respondent No.1 Advocate.

Counsel for the : Mr. Ganesh Kandpal,
Respondent Nos.2 to 4 Deputy Advocate
General.

Hon'ble Alok Kumar Verma,J.

Present Writ Petition has been filed under
Article 226 of the Constitution of India with the
following prayers:-

“(i) Issue a writ, order or direction in the
nature of certiorari, quashing the impugned
recovery citation issued by respondent no.4
(Annexure No.6 to this writ petition).

(ii) Issue a writ, order or direction in the
nature of certiorari, calling for entire records
and quashing the entire recovery proceedings
initiated by respondent no.1 against the
petitioner for recovering the amount due
under the contract as recovery of dues as



arrears of land revenue.

(iii) Issue any other relief, which this Hon'ble Court may deem fit and proper in the circumstances of the case be passed in favour of the petitioner.

(iv) Award the cost of writ petition in favour of petitioner.”

2. Heard Mr. Sagar Kothari, learned counsel for petitioner, Mr. B.S. Negi, learned counsel for respondent no.1 and Mr. Ganesh Kandpal, learned Deputy Advocate General for respondent nos.2 to 4.

3. Mr. Sagar Kothari, Advocate, has submitted that a proposal through the affidavit of Mr. Tushar Nath, the proprietor of the petitioner dated 18.12.2024 has been filed. As per the proposal, the petitioner had deposited Rs.1,00,000/- (Rupees One Lakh) as security in the form of FDR and after adjusting the said amount of Rs.1,00,000/- (Rupees One Lakh) and interest accrued on it, the petitioner is ready to deposit the balance amount of Rs.3,95,352/- (Rupees Three Lakh Ninety Five Thousand Three Hundred Fifty Two) in the following manner:-

“(i) Rs.1,50,000/- before 24.12.2024;

(ii) The balance amount of Rs.2,45,352/- before 17.02.2025.”



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4. Learned counsel for the respondents, on instructions, agree with the said proposal.

5. With the consent of both the parties, the present Writ Petition (No.3455 of 2024) is disposed of with a direction to the petitioner to deposit Rs.1,50,000/-(Rupees One Lakh Fifty Thousand) by 24.12.2024 and the remaining amount, after adjusting Rs.1,00,000/-(Rupees One Lakh) and interest accrued on it, by 17.02.2025.

6. Subject to the said directions, the entire recovery proceedings initiated by respondent no.1 against the petitioner are kept in abeyance.

ALOK KUMAR VERMA, J.

Dt:19.12.2024
Neha

NEHA BISHT