



2024:UHC:9780

IN THE HIGH COURT OF UTTARAKHAND
AT NAINITAL

THE HON'BLE SRI JUSTICE ALOK KUMAR VERMA
20TH DECEMBER, 2024

Writ Petition No. 3531 of 2024 (M/ S)

Pushpinder Kaur ...Petitioner

Versus

State of Uttarakhand and Others ..Respondents

Counsel for the Petitioner : Mr. Dharmendra Barthwal,
Advocate.

Counsel for the Respondent : Mr. Devendra Pant,
Nos.1 to 4 Standing Counsel assisted
by Mr. Hargovind Pant,
Brief Holder.

Hon'ble Alok Kumar Verma,J.

The case of the petitioner is that he had submitted an application to the Sub-Divisional-Magistrate, Ramnagar, District Nainital under Section 41 of the Uttar Pradesh Land Revenue Act, 1901 (as applicable in the State of Uttarakhand) for demarcation of his property. The revenue officials did not get the demarcation done. The petitioner moved an another application dated 07.11.2024 (annexure no.2 to the writ petition) to the Sub Divisional Magistrate, Ramnagar, District Nainital. The said application is still pending. Therefore, the present writ petition has been filed by the



petitioner under Article 226 of the Constitution of India
with the following prayers :-

“(I) Issue a writ order or direction in the nature of mandamus commanding and directing the respondent no. 3 & 4 to forthwith get the petitioner's property (i.e. khata no. 84, khasra no. 328 Min, measuring 0.044 hectare, situated at Village Dhikuli, Tehsil Ramnagar, District Nainital, khata no. 78, khasra no. 329, measuring 0.063 hectare, khata no. 70, khasra no. 324,325 & 326) demarcated within such time frame as this Hon'ble Court deem fit and proper under the facts and circumstances of the case.

(II) Issue any other or further writ, order or direction which this Hon'ble Court may deem fit and proper in the circumstances of the case.”

2. Heard Mr. Dharmendra Barthwal, learned counsel for the petitioner and Mr. Devendra Pant, learned Standing Counsel for the respondent nos. 1 to 4.

3. Mr. Devendra Pant, Advocate, has sought four weeks' time to decide the application dated 07.11.2024.

4. With the consent of both the parties, the present writ petition (WPMS No. 3531 of 2024) is disposed of by directing the Assistant Collector In-charge of Sub Division Ramnagar, District Nainital to decide the application of the petitioner dated 07.11.2024, filed under Section 41 of the Uttar Pradesh Land Revenue Act,



ALOK KUMAR VERMA, J.

Shiv/

PRASAD

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