

HIGH COURT OF JUDICATURE AT ALLAHABAD

(Sl. No.49)

Court No. - 21

Case :- WRIT - C No. - 305 of 2025

Petitioner :- Purushottam Sharma

Respondent :- State Of U.P. And 4 Others

Counsel for Petitioner :- Parth Goswami, Sanjay Goswami

Counsel for Respondent :- C.S.C., Dharmendra Singh Chauhan

Hon'ble Manoj Kumar Gupta, J.

Hon'ble Anish Kumar Gupta, J.

1. Sri D.S. Chauhan, learned counsel for the respondent Development Authority has placed on record the affidavit of Vice-Chairman, Mathura Vrindavan Development Authority (MVDA) filed in Contempt Application No. 306 of 2024 wherein the stand taken by MVDA is that the alternative plot offered to the petitioner is not available inasmuch as there is an order of status quo in respect of the said plot in Writ No. 10875 of 2021 (Goyal Flat Build vs. State of U.p and Others). He submits that the petitioner had agreed to take four alternative residential plots in lieu of the commercial plot initially offered.

2. Sri Sanjay Goswami, learned counsel appearing for the petitioner submits that the petitioner has not accepted the offer of any alternative plots. The letter dated 09.07.2024, on basis of which it is being contended that the petitioner has agreed to take four alternative residential plots in lieu of the original offer was prepared by the Vice-Chairman in his own office and he got it signed from the petitioner against his wish. He submits that since the respondents have failed to abide by the original commitment, the petitioner is now not ready to accept any other offer. The respondents should pay compensation for the land of the petitioner at the present market rate.

3. He further submits that the plot involved in Writ No. 10875 of 2021 is a different plot and not the one which was offered to the petitioners in 2016.

4. Having regard to the submissions, we direct the Vice-Chairman-MVDA to file his affidavit and disclose how he would compensate the petitioner for the land which had been taken over by MVDA

but in lieu whereof, it had failed to compensate the petitioner so far.

5. Put up this matter on **21.01.2025** as **fresh**.

Order Date :- 8.1.2025

Shubham Arya

(Anish Kumar Gupta, J.) (Manoj Kumar Gupta,J.)