



2026:AHC:56904-DB

HIGH COURT OF JUDICATURE AT ALLAHABAD

WRIT - C No. - 8978 of 2026

Balbeer

.....Petitioner(s)

Versus

Union Of India And Another

.....Respondent(s)

Counsel for Petitioner(s) : Madhusudan Dikshit

Counsel for Respondent(s) : A.S.G.I., Anand Tiwari, Gaurav Kumar Chand

Court No. - 40

**HON'BLE SARAL SRIVASTAVA, J.
HON'BLE SUDHANSHU CHAUHAN, J.**

1. Heard learned counsel for the petitioner, Shri Gaurav Kumar Chand, learned counsel for respondent no.1 and Shri Anand Tiwari, learned counsel for respondent no.2.

2. Petitioner by means of present writ petition has prayed for following reliefs:

"I. A writ, order or direction in the nature of certiorari to quashing the order dated 08.01.2026 passed by respondent no.2 (Annexure No. 6) to this writ petition.

II. A writ, order or direction in the nature of mandamus directing the respondent no.2 to not interfere in the possession of petitioner situated at Village-Admadpur Sadat, Post-Sarswa, Tehsil-Nakud, District Saharanpur.

III. A writ, order or direction in the nature of mandamus directing the respondent no.2 to not to demolish the house over khata no. 158 situated at Village-Admadpur Sadat, Post-Sarswa, Tehsil-Nakud, District Saharanpur"

3. Shri Aand Tiwari, learned counsel for respondent has produced the instructions received by him from the Oil Company which states that the respondent shall not proceed without complying with the requirement of Section 9(3) of the Petroleum and Minerals Pipelines (Acquisition of Right of User in Land) Act, 1962. The relevant extract of instructions reads below:

"The letters bearing reference No. NRPL/RRK/ML/11.02 dated 13.10.2025 and 08.01.2026 were issued to the petitioner, requesting him to remove the encroachment on his own.

In case the encroachment is not removed, further action will be taken only in accordance with Section 9(3) of the Petroleum and Minerals Pipelines (Acquisition of Right of User in Land) Act, 1962, by moving an appropriate application before the District Judge."

4. In view of the above stand of the respondent Corporation no order is required to be passed.

5. Accordingly the petition is disposed off.

(Sudhanshu Chauhan,J.) (Saral Srivastava,J.)

March 19, 2026

Nadeem