

Court No. - 35

Case :- WRIT - B No. - 1845 of 2021

Petitioner :- Ram Udit And Another

Respondent :- Deputy Director Of Consolidation And 5 Others

Counsel for Petitioner :- Tripathi B.G. Bhai, Pramod Kumar Singh

Counsel for Respondent :- Sanjai Kumar Pandey

Hon'ble Abdul Moin, J.

Heard learned counsel for the petitioner, learned Standing counsel appearing for the State-respondent and Sri Sanjay Kumar Pandey, learned counsel appearing for the respondents no. 2 to 5.

Issue notice to the respondent no. 6 returnable at an early date.

Steps be taken within a week.

Under challenge is the order dated 03.12.2020 passed by the Deputy Director of Consolidation, Siddharth Nagar, a copy of which is annexure 9 to the writ petition whereby while passing the order, earlier order dated 03.11.2018 has been restored.

Learned counsel appearing for the private respondents contends that the respondents are in possession of the Gata Nos. 276/3 and 276/4.

On the other hand, learned counsel for the petitioner contends that the said order has been passed with patent non application of mind and concealment of relevant facts and without considering the report which had been submitted by the authority concerned.

Considering the aforesaid, let the private respondents file the counter affidavit within four weeks. Rejoinder affidavit, if any, may be filed within two weeks thereafter.

List thereafter.

Till the next date of listing, status quo as of today shall be maintained by all the parties.

Order Date :- 27.10.2021

Pachhere/-