

Court No. - 29

Case :- WRIT - C No. - 65650 of 2011

Petitioner :- Yusuf Ali

Respondent :- State Of U.P. Thru Its Secy. And Others

Counsel for Petitioner :- P.K.S. Paliwal, Gulrez Khan, J.H. Khan

Counsel for Respondent :- C.S.C., Ramendra Pratap Singh

Hon'ble Pankaj Mithal, J.

Hon'ble Prakash Padia, J.

The Chief Executive Officer NOIDA has filed his personal affidavit in compliance with the order of this Court dated 24.4.2019.

On perusal of the said affidavit and other relevant materials on record, it is apparent that the dispute in the writ petition is regarding the land of Khasra No. 624. It is also clear that the NOIDA is in illegal possession of 1974 Sq. meter of land of the aforesaid Khasra which belongs to the petitioner. But at the same time it is being contented on behalf of the NOIDA that petitioner is also in illegal possession of certain land which belongs to the NOIDA and ultimately on adjustment only 248 sq. meter of land is surplus with the NOIDA. NOIDA is prepared to pay compensation in respect of 1974 sq. meter of land of Khasra No. 624 amounting to Rs.99,88,440/-.

Sri W.H. Khan, learned counsel for the petitioner submits that a copy of the aforesaid affidavit has been supplied to him only today, and therefore, he may be allowed some time to seek instructions and rebut the averments made therein, if necessary, for the reason that the petitioner is not in illegal occupation of any land of the NOIDA.

The District Magistrate, Noida, Gautam Budh Nagar has also filed his personal affidavit.

He may do so within a week.

List on 22.5.2019.

Order Date :- 8.5.2019

M.A.Ansari