

Court No. - 35

Case :- WRIT - C No. - 14039 of 2025

Petitioner :- Rikhi Ram And 5 Others

Respondent :- State Of Up And 3 Others

Counsel for Petitioner :- Bhanu Pratap Pal, Mohammad Fateh

Counsel for Respondent :- C.S.C., Kaushal Kishore Mani

Hon'ble Manish Kumar Nigam, J.

1. Learned counsel for the petitioner prays that the writ petition may be dismissed as not pressed with respect to petitioner Nos.2 to 6 with liberty to petitioner Nos.2 to 6 to file a fresh petition.

2. Prayer made is allowed.

3. The writ petition is **dismissed** as not pressed with respect to petitioner Nos.2 to 6 with aforesaid liberty.

4. Heard learned counsel for the petitioner No.1, learned Standing Counsel and perused the record.

5. This writ petition has been filed seeking following relief :-

"issue a writ, order or direction in the nature of certiorari quashing the impugned order dated 27.07.2018 passed by respondent no.3 and order dated 17.11.2018 and 22.07.2019 passed by respondent no.2, (Annexure NO.3 & 5 to the writ petition).

(b). issue a writ, order or direction in the nature of mandamus directing the respondents not to adopt any coercive method against the petitioners."

6. Contention of learned counsel for the petitioner is that in response to the report submitted by the Lekhpal, petitioner submitted a detailed objection which is noted in the order itself. While passing the order impugned, respondent authority has failed to consider the objections filed by petitioner and no finding has been recorded by the respondent authority. The order impugned is non-speaking order. Appeal filed by the petitioner has also been dismissed.

7. Matter requires consideration.

8. Respondents No.1 to 3 are represented by learned Standing Counsel.

9. Respondent No.4 is represented by Shri K.K. Mani, Advocate.

10. Respondents are granted four weeks' time to file counter affidavit.

11. Rejoinder affidavit, if any, be filed within two weeks thereafter.

12. List thereafter.

13. Till the next date of listing, parties are directed to maintain status quo.

Order Date :- 6.5.2025

Rishabh

[Manish Kumar Nigam, J.]