

**Court No. - 49**

**Case :-** PUBLIC INTEREST LITIGATION (PIL) No. - 1082 of 2025

**Petitioner :-** Chandrajeet Ram

**Respondent :-** State Of U.P. And 5 Others

**Counsel for Petitioner :-** Kailash Singh Yadav

**Counsel for Respondent :-** Bhupendra Kumar Tripathi,C.S.C.

**Hon'ble J.J. Munir,J.**

The petitioner alleges encroachment by respondent no. 6 in Plot No. 321/0.0110 hectare recorded as *Chak Marg* in the revenue record, situate in Village Kathahin, Post Pahalwanpur, Tehsil Saidpur, District Ghazipur. Learned counsel for the petitioner has drawn the Court's attention to the extract of the six yearly *Khatauni* at Page no.15 of the paper book, where Plot No. 321 is recorded as *Chak Marg*.

Issue notice.

Notice on behalf of respondent nos. 1,2,3 and 4 is accepted by Mr. Swatantra Kumar, learned Standing Counsel. Mr. Bhupendra Kumar Tripathi, Advocate accepts notice on behalf of respondent no. 5. Both the learned counsel for the respondents are granted two weeks time to file a counter affidavit.

Steps to serve respondent no.6 shall be taken by RPAD within three days.

List for **admission** on **22.05.2025** along with a report regarding service and the postal track attached. The office shall also put in a report regarding status of pleadings.

In addition to the counter affidavit to be filed on behalf of the respondents, generally answering the case in the writ petition, the

District Magistrate, Ghazipur and the Sub Divisional Magistrate, Saidpur, District Ghazipur shall file their personal affidavits indicating if the aforesaid plot is indeed recorded in the revenue record as indicated in the *Gaon Sabha Khata*, and if so, whether it is encroached by respondent no. 6 or anyone else. In case the said plot is encroached and the land registered in the *Gaon Sabha Khata* as *Chak Marg*, what steps have been taken to remove the encroachment shall also be indicated in the affidavit.

Let this order be communicated to the the District Magistrate, Ghazipur and the Sub Divisional Magistrate, Saidpur, District Ghazipur through the Chief Judicial Magistrate, Ghazipur by the Registrar (Compliance) within **24 hours**.

**Order Date :-** 8.5.2025

Brijesh Maurya