

Court No. - 49

Case :- PUBLIC INTEREST LITIGATION (PIL) No. - 1446 of 2025

Petitioner :- Basant Dubey

Respondent :- State Of U.P. And 18 Others

Counsel for Petitioner :- Nirendra Mohan

Counsel for Respondent :- C.S.C.,Manu Singh,Sudhir Bharti

Hon'ble J.J. Munir,J.

In compliance with the order dated 11.08.2025, the Tehsildar, Tehsil- Sadar, District- Deoria has filed his personal affidavit. Let it be taken on record and numbered by the office. In paragraph no. 7 of the said affidavit, it is averred:

"7. That all the aforesaid appeals were dismissed by the District Magistrate, Deoria vide order dated 05.08.2025. Thereafter, the encroachers were served with a 15 days' notice dated 10.08.2025 to remove their encroachment from the aforesaid public utility land on their own. It is further submitted before this Hon'ble Court that no stay order passed by the competent court against the eviction order has been produced before the answering respondents by the said encroachers. It is made clear that upon expiry of the stipulated time in the notice, the encroachers shall be evicted from the land in question. True copy of the notice dated 10.08.2025 is being annexed herewith and marked as **Annexure-P.A. -1** to this affidavit."

There is no information about an order of stay passed by a Court of superior jurisdiction.

A short counter affidavit has already been filed by respondent nos. 6 to 14.

Learned Counsel for the said respondents, Mr. Manu Singh, states before the Court that seven out of the nine encroachers, have filed writ petitions before this Court in the Registry and they would be coming up shortly.

This matter is adjourned as **fresh** to **03.09.2025**, by which time, learned Counsel appearing on behalf of respondent nos. 6 to 14 will apprise the Court about the orders made in the writ petition filed by the encroachers.

Order Date :- 22.8.2025

Prashant D.