

Court No. - 49

Case :- PUBLIC INTEREST LITIGATION (PIL) No. - 1535 of 2025

Petitioner :- Rakesh Singh

Respondent :- State Of U.P. And 6 Others

Counsel for Petitioner :- Girijesh Kumar Gupta, Shiv Shankar Pd Gupta

Counsel for Respondent :- C.S.C., Hari Narayan Singh

Hon'ble J.J. Munir, J.

The petitioner alleges encroachment by respondent nos. 4 and 5 on the land comprising Gata no. 536 (ka)/0.200 hectare situate in Village-Nahi Jyuniya, Pargana & Tehsil- Akbarpur, District- Kanpur Dehat, which is recorded as *Usar* in the revenue records, which is a Gaon Sabha land.

Learned Counsel for the petitioner has drawn the attention of the Court to the extract of the *khatauni* at page no. 13 of the paper book.

Issue notice.

Notice on behalf of respondent nos. 1, 2, 6 and 7 is accepted by Mr. Rajesh Kumar Tiwari, learned Additional Chief Standing Counsel and that on behalf of respondent no. 3 by Mr. Hari Narayan Singh, Advocate. Both the learned Counsel for the respondents are granted two weeks' time to file counter affidavits.

Steps to serve respondent nos. 4 and 5 shall be taken by R.P.A.D. within three days.

List for **admission** on **16.07.2025** at the top of the list along with a report regarding service and the postal track attached. A report regarding status of pleadings shall also be made by the office.

In addition to the counter affidavits to be filed on behalf of the respondents, generally answering the petitioner's case in this writ petition, the District Magistrate, Kanpur Dehat and the Sub-Divisional Officer, Tehsil- Akbarpur, District- Kanpur Dehat shall file their own affidavits, indicating if plot no. 536 (ka) situate in Village-Nahi Jyuniya, Pargana & Tehsil- Akbarpur, District- Kanpur Dehat, is recorded as *Usar*, and if it is so, whether there are encroachments in the aforesaid plots, made by respondent nos. 4 and 5 or anyone else; and if encroachments are there, what steps have been taken to remove the encroachments.

Let this order be communicated to the District Magistrate, Kanpur Dehat and the Sub-Divisional Officer, Tehsil- Akbarpur, District- Kanpur Dehat through the learned Chief Judicial Magistrate, Kanpur Dehat by the Registrar (Compliance) **within 48 hours**.

Order Date :- 2.7.2025

Deepak