

Court No. - 49

Case :- PUBLIC INTEREST LITIGATION (PIL) No. - 1506 of 2025

Petitioner :- Amit Kumar

Respondent :- State Of U.P. And 11 Others

Counsel for Petitioner :- Himanshu Raghav Pandey, Ram Kishore Pandey

Counsel for Respondent :- C.S.C., Sunil Kumar Singh

Hon'ble J.J. Munir, J.

The petitioner alleges encroachment by respondent nos. 7 to 12 in Plot No.272M/3.6290 hectare recorded as Pond in the revenue record, situate in Village Moradabad, Pargana and Tehsil Sikandrabad, District Bulandshahr. Learned counsel for the petitioner has drawn the Court's attention to the extract of the *Khatauni* at Page no. 13 of the paper book, where the said plot number is recorded as *Talab*.

Issue notice.

Notice on behalf of respondent nos. 1,2,3,4 and 5 is accepted by Ms. Monika Arya, learned Additional Chief Standing Counsel. Mr. Sunil Kumar Singh, Advocate accepts notice on behalf of respondent no. 6. Both the learned counsel for the respondents are granted two weeks time to file a counter affidavit.

Steps to serve respondent nos.7 to 12 shall be taken by RPAD within a week.

List for **admission** on **14.07.2025** 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, Bulandshahr and the Sub Divisional Magistrate, Sikandrabad, District Bulandshahr 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 nos. 7 to 12 or anyone else. In case the said plot is encroached and the land registered in the *Gaon Sabha Khata* as indicated above, 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, Bulandshahr and the Sub Divisional Magistrate, Sikandrabad, District Bulandshahr through the Chief Judicial Magistrate, Bulandshahr by the Registrar (Compliance) within **24 hours**.

Order Date :- 29.5.2025

Brijesh Maurya