



HIGH COURT OF JUDICATURE AT ALLAHABAD

WRIT - B No. - 5431 of 2025

Ajit And 12 Others

.....Petitioner(s)

Versus

Board Of Revenue Uttar Pradesh And 3 Others

.....Respondent(s)

Counsel for Petitioner(s)	:	Ayub Khan
Counsel for Respondent(s)	:	C.S.C., Sunil Kumar Singh

Court No. - 55

HON'BLE CHANDRA KUMAR RAI, J.

1. Heard Mr. Ayub Khan, learned counsel for the petitioner, Mr Rajesh Kumar Tiwari learned Additional Chief Standing counsel for the state respondents and Mr. Sunil Kumar Singh, learned counsel for the gram panchayat.

2. Learned counsel for the petitioner submitted that during consolidation operation under section 9-A (2) of U.P.C.H. Act an order was passed by consolidation officer for recording the name of petitioner over the plot in question, which has attend finality. He further submitted that proceeding under section 131 of U.P. Revenue Code 2006 has been initiated and order has been passed for expunging the petitioner's entry and recording the name of the Gram Sabha over the plot in question. He submitted that appeal and second appeal filed by petitioner have been dismissed in arbitrary manner. He placed the earlier entry of the plot in question in order to demonstrate that plot in question was not gaon Sabha plot at all any point of time. He further placed the interim order passed by this court which is annexed as Annexure No.16 (at page No.137) to the writ petition, by which this court has stayed the dispossession of the petitioner in pursuance of the order dated 25.10.2025 issued by Tehsildar Shikarpur, Bulandshahar.

3. On the other hand, Mr Rajesh Kumar Tiwari Additional Chief Standing counsel for the State-respondents and Mr Sunil Kumar Singh, learned counsel for gram panchayat submitted that concurrent finding of fact has been recorded by all the three courts in the proceeding under section 131 of U.P. Revenue Code 2006 as such no interference is required.

4. Matter requires consideration.

5. State and Gram Panchayat shall file counter affidavit within six weeks.

6. Rejoinder affidavit can be filed by the petitioner within two weeks thereafter.

7. List this matter on 23.3.2026.

8. Until further orders of this court, effect and operation of the orders dated 1.12.2025, 16.5.2025 and 29.4.2025 passed by respondent Nos.1, 2 and 3 respectively shall remain stayed.

(Chandra Kumar Rai,J.)

January 22, 2026

PS*