



HIGH COURT OF JUDICATURE AT ALLAHABAD

WRIT - C No. - 35052 of 2025

Association Of Apartment Owners Of Pavilion
Court And Pavilion Height Apartments

.....Petitioner(s)

Versus

State Of U.P. And 3 Others

.....Respondent(s)

Counsel for Petitioner(s) : Abhinav Gaur

Counsel for Respondent(s) : Ashish Mishra, Mohd. Arish, C.S.C.,
Kali Azad, Kaushalendra Nath Singh

Court No. - 4

HON'BLE AJIT KUMAR, J.

HON'BLE SWARUPAMA CHATURVEDI, J.

Sri Ashish Mishra and Sri Mohd. Arish, learned Advocates have put in appearance on behalf of the respondent No. 4 by filing their vakalatnama, which is taken on record.

Heard Sri Vibhu Rai and Sri Abhinav Gaur, learned counsel for the petitioner, Sri Naveen Sinha, learned Senior Advocate assisted by Sri Rohan Gupta, learned counsel for the respondent No.- 3, Sri Ashish Mishra and Sri Mohd Arish, learned counsel for the respondent No.- 5, Sri Kaushalendra Nath Singh, learned counsel for the respondent No.- 2 and learned Standing Counsel for the State respondents.

In compliance of earlier order of this Court the original records relating to the proceedings that resulted in modifying the original township plan map has been placed before the Court.

From the perusal of the original records it clearly transpires that fresh amended township plan in the year 2015 was submitted by the respondent No.- 3 for necessary approval of revenue authority which also included modification in the original sports field area which was part of the sanctioned map earlier by the authority. The documents relating to the proceedings reveal that notices were directed to be issued to the apartment owners to invite their objections within 30 days and consequently notices were issued, however, notices were published in one English newspaper namely 'Business Standard' and other one 'Mahamedha'.

We want to peruse the original newspapers and also affidavit of Chief Executive Officer of the authority as to what is the quantum of circulation of these newspapers in the city and district Gautam Budh Nagar.

We would also like to go through the records again to find out as to what

was the time prescribed to carry out sanctioned modified township plan approved by the development authority and, accordingly, we direct learned panel advocate to keep the records with him to be provided again on the next date fixed.

Stay vacation application along with counter affidavit has been filed on behalf of the respondent No.- 3 today which is taken on record.

Let reply, if any, may be filed by the next date fixed.

List on 9th December, 2025 at 11:30 am, showing the name of Sri Ashish Mishra and Sri Mohd Arish as counsel for the respondent No.- 4.

(Swarupama Chaturvedi,J.) (Ajit Kumar,J.)

November 26, 2025

Atmesh