

rCourt No. - 49

Case :- PUBLIC INTEREST LITIGATION (PIL) No. - 1244 of 2025

Petitioner :- Kamala Kant Advocate

Respondent :- State Of Up And 11 Others

Counsel for Petitioner :- Kamala Kant

Counsel for Respondent :- C.S.C.,Pradeep Singh

Hon'ble J.J. Munir,J.

Let the Superintendent of Police, Mirzapur and the Station House Officer, Lalganj, Mirzpuar be impleaded as party respondents to the writ petition during the course of the day.

A report has been filed by the Sub-Divisional Officer, Lalganj, Mirzapur, where it is stated that 19 cases have been registered against the encroachers.

Let a counter affidavit be filed in the matter by the Sub-Divisional Officer Lalganj, Mirzapur and a personal affidavit by the District Magistrate, Mirzapur reporting about the progress of proceedings in the cases instituted under Section 67 of the U.P. Revenue Code, 2006.

Learned Counsel for the petitioner has stated that ever since the petitioner has filed this petition, he and his family members are being assaulted and abused by respondent nos. 7 to 12.

This Court takes judicial notice of the fact that it has become an everyday malady of petitioners moving P.I.Ls., complaining of encroachment *et cetera* that the encroachers, and sometimes even officials of the Government, try to browbeat the petitioners by physical assault or threat into withdrawing the P.I.L. This menace has assumed serious dimension and must be curtailed with a heavy hand.

Issue notice.

Let steps to serve respondent nos. 7 to 12 be taken by R.P.A.D. within three days.

List this petition on **18.07.2025** in the **top three** causes of the day.

Until further orders of this Court, respondent nos. 7 to 12 are

restrained from assaulting, abusing or accosting the petitioner in any manner or entering his premises or coming close as far as five meters of the petitioner or any member of his family. This injunction will apply to all members of the petitioner's family as well.

It shall be the duty of the Superintendent of Police, Mirzapur and the Station House Officer, Lalganj, Mirzpuar that this injunction of ours is punctiliously obeyed and not violated. In the event of violation, the Superintendent of Police, Mirzapur and the Station House Officer, Lalganj, Mirzpuar shall be personally answerable to this Court.

Let this order be communicated to the District Magistrate, Mirzapur, the Sub-Divisional Officer, Lalganj, Mirzapur, the Superintendent of Police, Mirzapur, the Station House Officer, Lalganj, Mirzpuar and respondent nos. 7 to 12, through the learned Chief Judicial Magistrate, Mirzapur by the Registrar (Compliance) **within 48 hours.**

Order Date :- 3.7.2025

Vijay