

Chief Justice's Court

Case :- PUBLIC INTEREST LITIGATION (PIL) No. - 1660 of 2020

Petitioner :- Shobha Singh

Respondent :- Union Of India And 3 Others

Counsel for Petitioner :- A.P. Singh

Counsel for Respondent :- A.S.G.I., Krishna Deo Rai

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Hon'ble Govind Mathur, Chief Justice.

Hon'ble Saurabh Shyam Shamshery, J.

By the order dated 15th December, 2020, while calling response from the respondents a direction was given to the respondents to drain out the rain water stagnated close to the protected monument.

It is brought to our notice that no steps have yet been taken in compliance of the order dated 15.12.2020.

A request is made to adjourn the writ petition enabling the respondents to file counter affidavit to the petition.

The petition for writ involves an important issue with regard to proper maintenance of an important archeological site at Kushi Nagar where Lord Buddha attained "Nirvaan".

It is really strange that the respondents who are otherwise responsible to maintain the site concerned are acting with lethargic ease. No care has even been taken to remove the stagnated rain water and also the encroachments existing there.

Having considered all these aspects, we deem it appropriate to direct the District Magistrate, Kushinagar and also the respondent no.3 to remain personally present before this Court on 18.1.2021 with complete report relating to the compliance of the directions given on 15th December, 2020.

The Officers shall also show cause as to why proceedings be not initiated against them under the Contempt of Court's Act, 1971 for not complying with the directions earlier given by this Court.

Let this petition for writ be listed on 18.1.2021.

Order Date :- 13.1.2021

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(Saurabh Shyam Shamshery, J.) (Govind Mathur, C.J.)

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