

IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Writ Petition (PIL) No. 106 of 2015

Hoshiyar Chand. Petitioner
Versus
State of Uttarakhand & others. Respondents

Mr. S.K. Mandal, Advocate for the petitioner.
Mr. S.S. Chauhan, Deputy Advocate General for the State of Uttarakhand / respondent Nos. 1 to 5 & 7.

JUDGMENT

**Coram: Hon'ble Rajiv Sharma, A.C.J.
Hon'ble Manoj Kumar Tiwari, J.**

Dated: 7th September, 2018

RAJIV SHARMA, A.C.J. (Oral)

Learned Deputy Advocate General appearing on behalf of the respondent / State, on the basis of the instructions, submits that, in Village Bagga 54, as much as 617 hectares of land has been encroached upon. This land, incidentally, is also in reserved forest declared under Section 20 of the Indian Forest Act, 1927. Learned Deputy Advocate General also submits that proceedings under the Uttar Pradesh Public Premises (Eviction of Unauthorised Occupants) Act, 1972, as adopted by the State of Uttarakhand, are pending.

2. We, accordingly, direct the Prescribed Authority under the Uttar Pradesh Public Premises (Eviction of Unauthorised Occupants) Act, 1972 to conclude the proceedings, if not already concluded, within a period of two months from today. We also direct the Principal Chief Conservator of Forests and District Magistrate, Udham Singh Nagar, to take all steps for removal of the persons, who have illegally encroached upon the Government land and against whom no proceedings are pending, in accordance with law within a period of three months from today. The writ petition is, accordingly, disposed of.

(Manoj Kumar Tiwari, J.)

07.09.2018

(Rajiv Sharma, A.C. J.)

07.09.2018