

Court No. - 2

Case :- PUBLIC INTEREST LITIGATION (PIL) No. - 409 of 2024

Petitioner :- Rishi Kumar Trivedi And Others

Respondent :- Union Of India Thru. Secy. Ministry Of Culture, Govt. Of India, New Delhi And Others

Counsel for Petitioner :- Sri Shailendra Srivastava, Hari Shankar Jain

Counsel for Respondent :- A.S.G.I., C.S.C., Ratnesh Chandra

Hon'ble Rajan Roy, J.

Hon'ble Om Prakash Shukla, J.

1. Shri Munawar Sultan, advocate has put in appearance and has filed his vakalatnama on behalf of respondent No.11, which is taken on record.
2. Heard.
3. We asked Shri Munawar Sultan, learned counsel appearing for respondent No.11 as to whether the order of demolition has been challenged by him; he fairly submitted that it has not been challenged. He sought time to file counter affidavit.
4. Shri Nishant Shukla, learned Additional Chief Standing counsel for the State says that due to some misconception statement was made on the last date that demolition has to be carried out by the L.D.A., whereas, in fact, under the relevant statutory rules, it is the District Magistrate, Lucknow who has to do so, however, he does not have instructions on this issue today.
5. Put up on 29.05.2024 as fresh showing the name of Shri Munawar Sultan as counsel for opposite party No.11 in the cause list.
6. In the meantime, Counsel for opposite party No.11 may file response to the writ petition. The same may also be done by the other opposite parties as far as they may deem it proper.
7. Counsel for the State shall seek complete instructions in the light of our order dated 13.5.2024.
8. The District Magistrate, Lucknow shall show cause as to why the demolition order has not been complied for so long and what steps have been taken by the District Magistrate, Lucknow in terms of Rule 38 of the Ancient Monuments and Archaeological Sites and Remains Rules, 1959 in this regard.

(Om Prakash Shukla, J.) (Rajan Roy, J.)

Order Date :- 17.5.2024

Gurpreet Singh