

Writ Petition No. 2485/2010

Raghuvar
Vs
State of Madhya Pradesh and others.

15/06/2016

None for the petitioner.

Shr S.K. Jain, learned Government Advocate for the respondents.

Petitioner has challenged the notice dated 9.4.2010 issued by the Tehsildar Tehsil Karera Shivpuri. The said notice was issued on the basis of report of Revenue Inspector, Circle -1, Karera, who submitted a report that the petitioner has encroached on the government land contained in Survey No. 2038.

Respondents have filed their return and have mentioned that in the view of the directions issued by this Court in W.P. No. 2282/2008, the authority has made demarcation on survey No. 2038 at village Karera and it was found that the petitioner has encroached upon the government land, therefore, notice Annexure P/1 was issued. Copy of the demarcation report is on record.

In view of the above, the petitioner has not disputed this fact by filing a rejoinder to the return, which was filed in the year 2010. The factum of encroachment stands proved and therefore, the Revenue Officer can take action for removal of encroachment as per law.

Nothing survives in this petition for adjudication, the petition stands dismissed.

(Vivek Agarwal)

J U D G E

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