

**WP 1328/2014 (PIL)**  
**( Ramesh Upadhyaya Vs. State of MP )**

**28/02/2014.**

Shri SK Sharma, Advocate for petitioner.

Shri MPS Raghuvanshi, Additional Advocate  
General for respondents State.

They are heard.

Grievance raised by the petitioner in this public interest litigation is that certain persons have encroached over the lands of the pond bearing survey numbers 464, 465, 472 and 472/1 situate at village Jauri, district Morena. It is submitted that the lands are reserved for pond. However, encroachment has been made over certain portion of the lands. Certain photographs have also been filed by the petitioner alongwith this PIL.

In this view of the matter, this PIL is disposed of with a direction that the concerned Sub Divisional Officer shall decide the fact whether there is any encroachment over the lands of the pond as alleged by the petitioner in this petition or not in accordance with law. The petitioner is at liberty to submit a representation in this regard within a period of two weeks from today. Thereafter, the Authority shall

decide the same within a period of two months, and if it is found that there is encroachment, he shall take appropriate steps to remove the encroachment.

It is hereby clarified that this Court has not opined about the merits of the case.

Petition is disposed of with the aforesaid.

Certified copy.

**(S.K.Gangele)**  
**Judge**

**(D.K.Paliwal)**  
**Judge**