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**IN THE HIGH COURT OF MADHYA PRADESH
AT INDORE**

**BEFORE
HON'BLE SHRI JUSTICE VIJAY KUMAR SHUKLA
ON THE 29th OF APRIL, 2022**

WRIT PETITION No. 27525 of 2021

Between:-

**KIRAN YADAV W/O SHRI SUBHASH YADAV , AGED
ABOUT 46 YEARS, OCCUPATION: HOUSE WIFE 115,
LAXMIBAUI MARG, BEFORE THE K.P. COLLEGE
(MADHYA PRADESH)**

.....PETITIONER

(BY SHRI VIVEK DALAL - ADVOCATE)

AND

- 1. THE STATE OF MADHYA PRADESH PRINCIPAL
SECRETARY MANTRALAYA VALLABH BHAWAN
(MADHYA PRADESH)**
- 2. DEWAS DEVELOPMENT AUTHORITY DEWAS
(MADHYA PRADESH)**
- 3. MUNICIPAL COMMISSIONER DEWAS MUNICIPAL
CORPORATION DEWAS (MADHYA PRADESH)**
- 4. D MART THROUGH ITS MANAGER BHOPAL
ROAD, DEWAS (MADHYA PRADESH)**

.....RESPONDENTS

**(BY SHRI SHANTANU CHOURASIYA - PANEL LAWYER FOR THE
RESPONDENT NO.1, SHRI KUSHAL GOYAL - ADVOCATE FOR THE
RESPONDENTS NO.2 & 3)**

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*This petition coming on for admission this day, the court passed the
following:*

ORDER

In the instant petition, a challenge has been made to the notice dated 31.07.2020 by the respondent No.3 to the petitioner whereby it has been informed that illegal construction on the land measuring 25 x 65 ft. has become an obstacle for widening the MR-12 road.

Counsel for the petitioner submits that the petitioner has personally approached the respondent No.3 and submitted the registered document of the subject land owned by the petitioner, however, the respondent No.3 did not take any decision after the reply.

Counsel for the respondents No.2 & 3 submits that the road has already

been constructed and only question of compensation would remain to be decided, however, he urges that if the petitioner files reply to the notice dated 31.07.2020, the same shall be considered and decided by the competent authority in accordance with the law.

Considering the aforesaid submissions, the present petition is disposed off with liberty to the petitioner to file reply to the notice dated 31.07.2020 within a period of 15 days from today and if such reply is filed within the aforesaid period, the same shall be considered and decided by the competent authority of the respondent No.3 in accordance with the law within a period of 30 days from the date of receipt of the reply by the petitioner.

With the aforesaid, the writ petition is disposed off.

soumya

(VIJAY KUMAR SHUKLA)
JUDGE

