

Government of UP

Industrial Development Department; Section -4

No. 4392/ 77-4-25/83 Appeal/23

Lucknow: Dated 29.08.2025

Gorakh Nand Yadav

..... Revisionist

Vs

Gorakhpur Industrial Development Authority (GIDA) Respondent

Heard Ms. Jaipriya Swapnil, the learned Counsel for the revisionist, Mr. Gorakh Nand Yadav, both of whom are present in person and Mr. R D Pandey, ACEO GIDA on behalf of Respondent Authority, who is present through VC. The dispute in question has arisen on account of the fact that in the list put up by GIDA after the interview of the applicants; the Revisionist was purportedly allotted plot no. K-48, Sector-13, whereas one Sri. Ram Vashishtha Yadav was allotted plot no. D1/9 Sector 15. However, while issuing the allotment letters; the then C.E.O. GIDA took a decision vide order dated 15. 09.2020 of reversing the plot numbers to the allottees in question qua the list published earlier.

It has been averred by the revisionist that in passing the said order, no opportunity of hearing was given to revisionist and that the order is *void ab initio* since it does not conform to the principles of natural justice. The Respondent authority confirmed that the said order has been passed by the CEO solely on the basis of records available with the Respondent Authority and in doing so no opportunity of hearing was accorded to either of the allottees. It has further been brought to the notice by GIDA that neither the Revisionist nor Sri Ram Vashishtha Yadav have deposited any of the instalments due to the Authority in lieu of the plot, save what was required to be deposited as the reservation money. Despite several notices, both plots at this point of time are in vacant condition. As such, both allottees are in breach of the conditions of allotment. The learned advocate on behalf of the Revisionist has contended that they are ready to deposit the amount of the original plot within six months' time and that even the initial reservation money deposited was under protest since the right plot number was not mentioned in the allotment letter. Sri Ram Vashishtha Yadav was directed to be impleaded in the Revision Petition vide order dated 24.06.2025. However, this has not been complied with and as such he is not present today to present his case.

In view of the discussions above, the Authority's letter dated 15-09-2020 related to the change of plot numbers as well as the consequent allotment letter dated 30.12.2020 are set aside since they were passed in violation of the principles of natural justice. The case is remanded back to CEO, GIDA with the following directions:

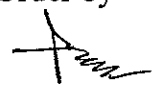
- (1) That the case may be decided within a period of two months after hearing the contentions of both affected parties by way of speaking order.
- (2) While deciding the cases, the alleged breach of terms and conditions of allotment by either of the allottees may be kept in mind.

Revision is disposed off accordingly.

Sd/-
(Alok Kumar)
Principal Secretary

Letter No.4392/77-4-25 /83 Appeal/23 Dated:

1. Chief Executive Officer, GIDA
2. Sri Gorakh Nand Yadav, Gorakhpur (Email: gkfoods15@gmail.com)
3. Director, I.T. Invest U.P. – to upload it on Department's website
4. Guard File.

Order by

(Jaivir Singh)
Joint Secretary