SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			WPMS/2505/2026 Sanjay Kumar Bamola --Petitioner **Versus** State of Uttarakhand and others --Respondents **Hon'ble Manoj Kumar Tiwari, J.** Ms. Seema Sah and Mr. Manoj Sah, Advocates for the petitioner. 2. Mr. Tarun Mohan, Brief Holder for the State/respondent no. 1. 3. Mr. Rahul Consul, Advocate for respondent nos. 2 & 3. 4. Petitioner has challenged a sealing order passed by Joint Secretary, Mussoorie Dehradun Development Authority (MDDA), on 16.03.2026. He has also sought a writ of mandamus directing the authorities to open the seal put on the building of the petitioner. 5. Mr. Rahul Consul, learned counsel appearing for MDDA submits that even though petitioner had obtained approval from Development Authority for raising construction, however, the construction, which was raised by him, was way beyond the sanctioned plan and based on the inspection report, sealing order was passed. He submits that petitioner can apply for

compounding of compoundable portion of the construction and the competent authority will consider the prayer, if made by petitioner, for compounding.

6. The inspection report, based on which sealing order was passed, is enclosed as Annexure-6 to the writ petition.

7. Learned counsel for petitioner submits that the said report was prepared without making spot inspection.

8. The said contention, however, cannot be accepted. There is always a presumption that action of a statutory authority is as per law.

9. However, having regard to the facts and circumstances of the case, the writ petition is disposed of with liberty to petitioner to submit application for compounding. If petitioner makes such application within one week from today, Secretary, MDDA shall take decision on that application, as per law, within six weeks thereafter.

(Manoj Kumar Tiwari, J.)
18.08.2026

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