



**HIGH COURT OF JUDICATURE AT ALLAHABAD  
LUCKNOW**

**PUBLIC INTEREST LITIGATION (PIL) No. - 13864 of 2018**

Moti Lal Yadav

.....Petitioner(s)

Versus

Hon Ble Prime Minister Office Thru. Its Prin. Secy.  
And Others

.....Respondent(s)

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Counsel for Petitioner(s) : Moti Lal Yadav in Person  
Counsel for Respondent(s) : C.S.C., A.S.G., Aviral Raj Singh, Raj  
Kumar Singh, Shakti Kumar Verma,  
Siddhartha Sinha, Syed Mohammad  
Haider Rizvi

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**Court No. - 1**

**HON'BLE RAJAN ROY, J.  
HON'BLE MANJIVE SHUKLA, J.**

1. Heard.

2. Affidavits have been filed after passing of the order dated 11.02.2026. We have perused the said order as also the earlier order dated 03.09.2024. The question is of implementation of the orders and judgments earlier passed by this Court as also the Government Orders issued in pursuance thereof, such as, Government Orders dated 22.12.2016, 16.11.2017 and 15.05.2018.

3. It is informed by Ms. Isha Mittal, learned Additional Chief Standing Counsel for State respondents that on 09.02.2026 the Home Department has issued a fresh Government Order in pursuance to which a Circular has been issued by the Director General of Police, U.P. on 10.02.2026. Thereafter on 17.04.2026 a Committee has been constituted comprising officials of Home Department. It is also informed that an enactment is proposed to be placed before the Legislature of the state dealing with the malice of use of illegal 'manjha', namely, U.P. Lethal Manjha (Prohibition of Manufacture, Sale and Use) Act. The payment of compensation to the victim is

also being considered in the new enactment which is proposed. It is in the stage of deliberation/ drafting. It is informed that atleast four stakeholders, that is, State Tax Department of U.P.; Infrastructure and Industrial Development Department, U.P.; Home Department, U.P. and Department of Environment, Govt. of U.P. have a role to play in prevention of manufacture, sale and use of what is termed as 'Chinese Manjha' or *manjha* laced with glass particles. Ms. Isha Mittal also informed that necessary amendments in the Police Act are also contemplated. She informs that a drive was also conducted in this regard.

4. We are of the opinion that a continuous and regular exercise is required so as to stem this illegal and harmful practice. Awareness of ill effects of use of *manjha* also needs to be spread.

5. We expect that the deliberations on the proposed enactment shall be expedited and something tangible should come out as far as possible before the next date, so far as new enactment is concerned.

6. Shri Syed Mohammad Haider Rizvi, intervenor shall also be heard on the next date as he has been heard today. Shri Syed Mohammad Haider Rizvi appearing for the manufacturers and sellers of kites and traditional materials used for flying kites states that in the garb of drive being carried out by the state authorities for confiscating Chinese Manjha, etc., kites and traditionally used materials, which are not harmful, are also being confiscated and the businessmen are being harassed. The State Authorities will see this aspect of the matter also so that harassment is not caused to the businessmen who are not indulging in the aforesaid illegal and prohibited activities. The businessmen selling kites and ancillary items are also directed to co-operate with the State Authorities if they want to conduct inspection, etc. or otherwise for stemming the aforesaid problem.

7. Shri Rajkumar Singh, learned counsel for Union of India states

that Union of India directly does not have any role in the matter as it is not a case of import of Chinese Manjha, as is already discussed in earlier orders.

8. Shri A.K. Verma, learned counsel for U.P. Pollution Control Board shall also seek instructions and file an affidavit in response to the writ petition after going through the orders passed by us, as to what role does the U.P. Pollution Control Board, if any, has to play in the matter, and if it has, then, what role has it been playing, with the support of documentary and other materials.

9. Infact there are particular areas in every city where kite flying is more prevalent, mainly in the old areas, therefore where these activities go on, can be earmarked as in all probability the sale of such *manjhas* would also be prevalent more in such areas and then it would become easier to monitor and control the manufacture, sale and use of such illegal items. The State Authorities to keep this in mind.

10. As issues touching upon the right to life under Article 21 of the Constitution of India are involved, therefore, we are considering all the above issues.

11. This matter shall now come up before this Court on **13.07.2026 as first case of the day** showing the name of Shri A.K. Verma, Advocate for U.P. Pollution Control Board. Petitioner should implead the said Board as party during course of the day. On the said date Additional Chief Secretary/ Principal Secretary, State Tax Department; Head of the Department in the Government of Infrastructure and Industrial Development Department; Additional Chief Secretary/ Principal Secretary, Home; Director General of Police, U.P., Home and the Head of the Department of Environment, U.P. shall join these proceedings through video conferencing and apprise us of the steps taken, the mechanism developed for curbing

the manufacture, sale and use of the aforesaid prohibited and illegal items, keeping in mind the observations made by us in our earlier orders.

12. The State Counsel should prepare a compilation of relevant Government Orders, as also materials to demonstrate the action taken by the State Government, separately from the pleadings for the assistance of this Court.

**(Manjive Shukla,J.) (Rajan Roy,J.)**

**May 11, 2026**

Amima