

Court No. - 48

Case :- WRIT - B No. - 129 of 2023

Petitioner :- Rafiqullah

Respondent :- State Of U.P.And 5 Others

Counsel for Petitioner :- Shiv Sagar Singh

Counsel for Respondent :- C.S.C.,Anand Kumar

Srivastava,Ashwani Kumar Srivastava,Naveen Kumar

Yadav,Neeraj Kumar Srivastava,Pankaj Kumar Gupta,Rituvendra

Singh Nagvanshi

Hon'ble Saurabh Shyam Shamsbery,J.

1. Sri Shiv Sagar Singh, learned counsel for the petitioner is not present. Sri R.C.Singh, learned Senior Counsel has appeared on behalf of contesting respondents.

2. This Court has passed following order on 19.10.2023:

"1. Sri Shiv Sagar Singh, learned counsel for petitioner is not present. Sri R.C. Singh, learned Senior Counsel assisted by Sri N.D.Shukla is present on behalf of contesting respondents.

2. Learned Senior Counsel appearing on behalf of contesting respondents submits that counter affidavit has been filed along with a stay vacation application and he pressed the stay vacation application.

3. Since no rejoinder affidavit has been filed, therefore, prayer to vacate the interim order dated 16.2.2023 is considered and allowed.

4. Interim order passed on 16.2.2023 is vacated.

5. List after three weeks."

3. This writ petition is dismissed for want of prosecution with cost of Rs.1000/- to be deposited in cash by counsel for the petitioner in the office of High Court Bar Association, Allahabad.

4. Interim order if any, stands vacated.

5. Registry would accept any application for restoration if filed, only with proof of payment of cost.

Order Date :- 21.11.2023

SB