

Court No. - 40

Case :- WRIT - C No. - 23279 of 2023

Petitioner :- M/S Furniture Links And Another

Respondent :- State Of U.P. And 9 Others

Counsel for Petitioner :- Nipun Singh, Sumit Suri

Counsel for Respondent :- C.S.C., Uma Nath Pandey

Hon'ble Mahesh Chandra Tripathi, J.

Hon'ble Prashant Kumar, J.

1. Heard Sri Nipun Singh, learned counsel for the petitioners; Sri Pradeep Kumar, learned Senior Advocate assisted by Sri Uma Nath Pandey, learned counsel for the respondent no. 4 and Sri R.M.Upadhyay, learned Additional Chief Standing Counsel for the State-respondent.

2. By means of this petition the petitioners have sought following principal reliefs:-

"i. Issue a writ or order in the nature of mandamus directing the Commissioner of Police, Gautam Buddh Nagar and the Station House Officer, Police Station Sector-20, Noida, District Gautam Buddh Nagar to forthwith remove the lock put by the police by facilitating the private respondents to forcefully dispossess the petitioners from the shop situated at Atta Market, Atta, Sector-27, Main Road, Noida, Dadri Road, Noida, Gautam Buddh Nagar;

ii. Issue a writ or direction in the nature of mandamus directing the Commissioner of Police, Gautam Buddh Nagar to enquire into the matter and to take strict action against the erring police officials who by putting the lock on the petitioners' property facilitated the private respondents.

iii. Issue a writ or direction in the nature of mandamus directing the respondents not to evict the petitioners from the shop in question, except in accordance with law."

3. After substantial arguments once the Court has declined to interfere, learned counsel for the petitioner fairly states that he is not inclined to press the writ petition. However, leave may be accorded to approach the appropriate forum/court as per law.

4. Consequently, the writ petition stands dismissed as not pressed with the aforesaid leave.

Order Date :- 29.11.2023

A.K.Srivastava