

Court No. - 81

Case :- MATTERS UNDER ARTICLE 227 No. - 7507 of 2023

Petitioner :- Shivdas

Respondent :- State Of U.P. And 4 Others

Counsel for Petitioner :- Rajeev Kumar Srivastava

Counsel for Respondent :- G.A.,Anjani Kumar Singh

Hon'ble Mrs. Jyotsna Sharma,J.

1. Heard Sri Rajeev Kumar Srivastava, learned counsel for the petitioner and Ms. Shweta Nishad, holding brief of Sri Anjani Kumar Singh, learned counsel for the respondent nos. 3 to 5.

2. This petition under Article 227 has been filed challenging the order dated 15.03.2023, passed by the A.C.J.M. II, Gorakhpur on an application moved under section 156(3) Cr.P.C., whereby that application was dismissed.

3. The learned counsel for the petitioner admits that he had an alternative and suitable remedy to challenge the aforesaid order by filing a criminal revision, therefore, he is not desirous of proceeding with this petition filed under Article 227.

4. In view of the above submission, this petition under Article 227 is **dismissed** as not pressed, giving liberty to the petitioner to seek alternative legal remedy as might be available to him.

Order Date :- 13.12.2023

Sumit Kumar