

Court No. - 47

Case :- WRIT - C No. - 30042 of 2023

Petitioner :- Rajendra Prasad And 2 Others

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

Counsel for Petitioner :- Brahma Kumar Tiwari

Counsel for Respondent :- C.S.C.

Hon'ble Manish Kumar Nigam,J.

1. Heard learned Counsel for the parties and perused the record.
2. The present petition has been filed challenging the order dated 2.8.2023 passed by respondent no.2.
3. Perused the order impugned.
4. From the perusal of the order impugned, it is clear that this is not an order but only a report submitted to the respondent no.3, Sub Divisional Magistrate, Kaushambi and the ultimate orders have to be passed by the respondent no.3.
5. Learned Standing Counsel raised a preliminary objection that against the report submitted by respondent no.2, this writ petition is not maintainable. Petitioner may challenge the order, if any, passed against him by the respondent no.3 in accordance with law.
6. In view of the above, I am not inclined to interfere in the matter.
7. Accordingly, the writ petition is **dismissed** with liberty to the petitioner to take appropriate action, in case, the order is passed by S.D.M against the petitioner.

Order Date :- 18.10.2023

S. Singh