

Court No. - 47

Case :- WRIT - C No. - 32032 of 2023

Petitioner :- Dhurendra Chauhan And 3 Others

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Praveen Kumar Mishra

Counsel for Respondent :- C.S.C., Bhupendra Kumar Tripathi

Hon'ble Manish Kumar Nigam, J.

1. Heard learned counsel for the petitioner, learned counsel for the respondent and learned Standing Counsel and perused the record.

2. The present petition has been filed with the following prayer:

A. Issue a writ, order or direction in the nature of mandamus commanding the respondent to provide the physical possession over the arazi no. 361Kha area 0.0340 hectare, arazi no. 361Kha area 0.0360 hectare, arazi no. 361Kha area 0.0340 hectare and arazi no. 361Kha area 0.0340 hectare to the petitioners.

3. Learned Standing Counsel has raised a preliminary objection that this writ petition may not be entertained as the petitioner has an alternative remedy either under Section 129 of U.P. Revenue Code, 2006 or under Section 134 of U.P. Revenue Code, 2006.

4. Since the petitioner has an alternative remedy, I am not inclined to entertain the instant petition.

5. Accordingly, this writ petition is disposed of with liberty to the petitioner, to approach the revenue authorities in accordance with law under U.P. Revenue Code, 2006.

Order Date :- 27.10.2023

Ved Prakash

(Manish Kumar Nigam, J.)