

Chief Justice's Court

Case :- WRIT - C No. - 30892 of 2023

Petitioner :- Devesh Malviya

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

Counsel for Petitioner :- Prashant Tripathi, Deepesh Kumar
Ojha, Yanendra Pandey

Counsel for Respondent :- C.S.C., Shashi Kant Mishra

Hon'ble Pritinker Diwaker, Chief Justice

Hon'ble Ashutosh Srivastava, J.

1. Undisputedly, original suit no.686 of 2026 between the parties is pending at the appellate stage, in which injunction was granted in favour of the plaintiff. However, subsequently, the same was vacated and the proceeding under Article 227 of the Constitution of India is pending before this Court.

2. In view of above, we are not inclined to interfere in the present petition. Accordingly, the petition is dismissed.

3. However, it will be open for the petitioner to pursue his remedy under Article 227 of the Constitution of India.

4. Needless to say that if the petitioner moves an urgency application, the same may be considered in accordance with law.

Order Date :- 18.10.2023

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(Ashutosh Srivastava, J.) (Pritinker Diwaker, CJ.)