

Chief Justice's Court

Case :- WRIT - C No. - 33265 of 2023

Petitioner :- Kushum Singh

Respondent :- State Of U.P. And 6 Others

Counsel for Petitioner :- Rajesh Kumar Mall

Counsel for Respondent :- CSC,Narendra Pratap Singh,Pravin Kumar Dwivedi

Hon'ble Pritinker Diwaker,Chief Justice

Hon'ble Ashutosh Srivastava,J.

1. According to the petitioner, the dispute between private parties is pending before the civil court in which an order has been passed for not to interfere with the possession of the petitioner, therefore, the petitioner may be allowed to continue with construction.
2. On the other hand, learned counsel appearing for respondents submits that once the matter is pending before the civil court, the petitioner may file appropriate application seeking further interim direction.
3. In view of above, undisputedly the civil suit regarding the house in question is pending before the civil court, the petitioner is at liberty to file appropriate application seeking suitable direction from the civil court concerned.
4. Needless to say that if any such application is filed by the petitioner, the same shall be decided by the civil court concerned as expeditiously as possible, in accordance with law.
5. The writ petition is accordingly, **disposed of**.

Order Date :- 6.11.2023

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