

Court No. - 47

Case :- WRIT - C No. - 36919 of 2023

Petitioner :- Jitendra Kumar

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

Counsel for Petitioner :- Om Shiv

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 writ petition has been filed for the following relief:

"I). Issue a writ, order or direction in the nature of mandamus, directing the respondent no. 2 to ensure the demarcation of the land situated beside the land being gata no. 24 over which the symbol of border between Village Akbarpur and Taktauli was situated and to remove the said symbol fixed over the Gata No. 24 of the petitioner through the staff of any other Tehsil other than the Tehsil Akbarpur and to shift the symbol of border from gata no. 24 forthwith."

3. Learned Standing Counsel has raised preliminary objection that the petitioner has alternative remedy under Section 24 of the U.P. Revenue Code, 2006 for redressal of his grievance.

4. In view of the same, I am not inclined to interfere in the matter.

5. In case, the petitioner moves an application under Section 24 of the U.P. Revenue Code, 2006, the same may be considered and decided expeditiously in accordance with law after providing opportunity of hearing to all concerned parties provided there is no other legal impediment.

6. With the aforesaid observation, this petition stands disposed of.

Order Date :- 9.11.2023

Ved Prakash