

Court No. - 52

Case :- WRIT - C No. - 35743 of 2023

Petitioner :- Mohd. Hanif And Another

Respondent :- State Of U.P. And 5 Others

Counsel for Petitioner :- Nisheeth Yadav, Ajay Kumar Yadav

Counsel for Respondent :- C.S.C., Azad Rai

Hon'ble Saurabh Srivastava, J.

1. Heard Nisheeth Yadav, learned counsel for the petitioners and Sri Harish Chandra Dubey, learned Additional Chief Standing Counsel.

2. The present petition has been preferred for challenging the impugned notice dated 10.09.2023 passed by respondent no.5 which is in shape of demolishing the house of the petitioners.

3. At the very outset, learned Additional Chief Standing Counsel raised a preliminary objection regarding maintainability of this petition on the ground that the petitioner has an alternative remedy to challenge the impugned notice.

4. Learned counsel for the petitioner submits that he may be permitted to withdraw the present petition on the ground of alternative remedy.

5. Accordingly, the present petition stands dismissed as withdrawn on the ground of alternative remedy as available to them in accordance with law.

Order Date :- 16.10.2023

Rakesh