

Court No. - 47

Case :- WRIT - C No. - 38175 of 2023

Petitioner :- Rakesh Kumar Kori

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

Counsel for Petitioner :- Subedar Mishra,Asheesh Kumar

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

Hon'ble Manish Kumar Nigam,J.

1. Heard learned counsel for the parties and perused the record.
2. The present writ petition has been filed for prayer of mandamus directing the respondent no. 3 to implement the order dated 23.05.2023 passed by the respondent no. 3 under Section 67 of UP Revenue Code, 2006 in Case No. RST/01411 of 2021, computer case no. T202102420301411 and evict the respondent no.5 on the Gata No.669M, area 0.029 hectare recorded as a Banjar Land situated in Village Pashchim Sharira (Atharvan), Tehsil Manjhanpur, District Kaushambi.
3. A preliminary objection has been raised by learned Standing Counsel for the State that the writ petition is not maintainable for execution of orders passed by the Revenue Court in view of the judgment of Division Bench of this Court in case of **Manbhavati Vs. State of U.P. and others** reported in **2020 1 AWC 789A** and **Writ C No. 7863 of 2018 (Brij Bhushan Rai v. State of U.P. and 6 others)**.
4. Accordingly, the writ petition is dismissed.

Order Date :- 23.11.2023

Priya