

Court No. - 47

Case :- WRIT - C No. - 36710 of 2023

Petitioner :- Abdul Gaffar And 2 Others

Respondent :- State Of U.P. And 10 Others

Counsel for Petitioner :- Mohd. Ayub

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 seeking following main relief :-

"i) To issue writ order or direction in the nature of certiorari quashing the impugned order dated 18.06.2022 passed by UP Zila Adhikari (Judicial) Sirathu District Kaushambi in case no. RST 1202/2021 (Computerized no. T202102420401202) (Abdul Gaffar & Ors. v/s Abrar Ahmad & Ors.) under Section 24 of Revenue Code, 2006 (contained as Annexure No.8) to this writ petition."

ii) To issue writ order or direction in the nature of Mandamus directing the respondent no.1 Collector Kaushambi to decide the representation no.1 Collector Kaushambi to decide the representation dated 12.08.2022 accordance with law."

3. Contention of learned counsel for the petitioners is that the earlier order dated 16.4.2022 was passed by the S.D.M. Sirathu - respondent No.2 in proceedings u/s 24 of the U.P. Revenue Code, 2006 which has been recalled by the order impugned on an application, moved by the respondents.

4. Learned Standing Counsel has raised a preliminary objection that the petitioners have an alternative remedy of filing a revision against the aforesaid order u/s 210 of the U.P. Revenue Code, 2006.

5. Since the petitioners have an alternative remedy, this Court is not inclined to interfere with the matter. However, petitioners are at liberty to avail the alternative remedy, available to them, under the law.

6. With the aforesaid direction, the writ petition stands **disposed of**.

Order Date :- 26.10.2023

Rishabh

[Manish Kumar Nigam, J.]