

Court No. - 47

Case :- WRIT - C No. - 36885 of 2023

Petitioner :- Smt. Kunwar

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

Counsel for Petitioner :- Saurabh Yadav, Shivam Yadav

Counsel for Respondent :- C.S.C., Achal Singh

Hon'ble Manish Kumar Nigam, J.

1. Heard learned counsel for the parties and perused the record.

2. This writ petition has been filed for the following relief:-

"1. Issue, a writ, order or direction in the nature of mandamus commanding and directing the respondent no.2 & 3 to demolish the illegal obstruction/construction (Chabutara) made by the respondent No.4 over the public pathway, which was constructed in front of the house of the petitioner forthwith."

3. Learned Standing Counsel has raised a preliminary objection that from the perusal of representation, it appears that petitioner has a dispute with private respondents and therefore, no such writ can be issued, as prayed by the petitioner, to settle the dispute with private respondents.

4. In view of the above, this Court is not inclined to interfere with the matter.

5. Hence, the writ petition is dismissed with liberty to the petitioner to avail remedy, as available to him, under the law.

Order Date :- 2.11.2023

Mini

(Manish Kumar Nigam, J.)