

Court No. - 47

Case :- WRIT - C No. - 36913 of 2023

Petitioner :- Mahatam

Respondent :- State Of U.P. And 8 Others

Counsel for Petitioner :- Baijant Kumar Mishra, Manoj Kumar Tripathi

Counsel for Respondent :- C.S.C.

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 direct the respondent no.e to decide the application dated 16.10.2021 and 18.03.2023 moved by the petitioner regarding the earlier possession given by Sub Divisional Magistrate, Tehsil Tamkuhiraj, District Kushinagar on 21.03.2017 within stipulated period."

3. From the perusal of the applications filed as annexure no. 4 and 5 to this writ petition, it appears that petitioner has dispute with a private person.

4. Learned Standing Counsel raised a preliminary objection that such a writ petition is not maintainable for a private dispute and in the garb of the present petition the petitioner wants to settle his private dispute.

5. In view of the above, I am not inclined to interfere in the matter.

6. In case, petitioner shall move such an application, the same may be considered and decided, in accordance with law.

7. With the aforesaid observation, the petition is **disposed of**.

Order Date :- 2.11.2023

Mini

(Manish Kumar Nigam, J.)