

Court No. - 47

Case :- WRIT - C No. - 37160 of 2023

Petitioner :- Mishri Lal Yadav

Respondent :- State Of U.P. And 2 Others

Counsel for Petitioner :- Shobh Nath Pandey, Ashutosh Pandey

Counsel for Respondent :- C.S.C.

Hon'ble Manish Kumar Nigam, J.

1. Heard learned counsel for the petitioner, learned Standing Counsel for the State and perused the record.

2. The instant writ petition has been filed for following relief:

"(I) Issue a writ, order or direction in the nature of mandamus directing the respondent no.2 and 3 to comply the orders dated 19.03.1990 and 03.01.1991 passed by the Additional District Magistrate (Administration), Varanasi (Annexure no. 1) in Case No. 37 of 1990 (Parashuram Rai Vs. Gaon Sabha), in the interest of justice;

(II) Issue a writ, order or direction in the nature of mandamus directing the respondent no. 2 and 3 to decide the application of the petitioner dt. 11.08.2023 (Annexure no.4)."

3. From the perusal of the application filed as annexure no. 4 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. Accordingly, the petition is dismissed with liberty to the petitioner to seek relief as available to him under provisions of U.P. Revenue Code, 2006.

Order Date :- 30.10.2023

Ved Prakash

(Manish Kumar Nigam, J.)