

Court No. - 90

Case :- APPLICATION U/S 482 No. - 39506 of 2023

Applicant :- Jag Narayan

Opposite Party :- State of U.P.

Counsel for Applicant :- Vidya Kant Mishra, Devashish Tripathi

Counsel for Opposite Party :- G.A.

Hon'ble Dinesh Pathak, J.

1. Heard learned counsel for the applicant and the learned A.G.A.
2. Applicant has invoked the inherent jurisdiction of this Court assailing the order dated 04.10.2022, passed by Additional Principal Judge, Family Court No.2, Allahabad in proceedings under Section 125 Cr.P.C. and its consequential order dated 23.03.2023 by which recovery warrant has been issued.
3. Learned A.G.A. has raised preliminary objection with respect to the maintainability of the present application under Section 482 Cr.P.C. on the ground of availability of alternative remedy to approach before the Court competent by way of filing with regular revision.
4. I found substance in the submission as raised by learned A.G.A.
5. As such, instant application is dismissed on the ground of availability of the alternative remedy as advised.
6. Office is directed to return the certified copy of the order, if any, filed by the present applicant after retaining its photostat copy at the relevant place.

Order Date :- 16.11.2023/vkg