

Court No. - 47

Case :- WRIT - C No. - 38003 of 2023

Petitioner :- Ramayan Gupta

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

Counsel for Petitioner :- Sanjay Pathak,Akhilesh Chaubey

Counsel for Respondent :- CSC,Sudhir Bharti

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:-

"(i) To issue a writ, order or direction in the nature of Mandamus directing the Respondent No.2/Tehsildar, Tehsil Tamkuhiraj, District Kushinagar to decide the representation dated 26.06.2021 & 04.09.2023 of the petitioner forthwith.

(ii) To issue a writ, order or direction in the nature of Mandamus directing the respondent no.2 to gave the possession to the petitioner over the land in question."

3. The contention of learned counsel for the petitioner is that the petitioner has been grated *abadi patta* but has not been put in possession.

4. Learned Standing Counsel has raised a preliminary objection that the petitioner can file an application under Section 65 of the U.P. Revenue Code, 2006 in this regard.

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

6. However, it is provided that in case, petitioner moves an application under Section 65 of the U.P. Revenue Code, 2006, the same shall be decided and considered, expeditiously in accordance with law

7. With the aforesaid observation, this petition stands **disposed of**.

Order Date :- 3.11.2023

Mini

(Manish Kumar Nigam, J.)