

Court No. - 39

Case :- WRIT - C No. - 38036 of 2023

Petitioner :- Anand Kumar

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Daya Shanker Pandey

Counsel for Respondent :- C.S.C.,Kaushalendra Nath Singh

Hon'ble Saumitra Dayal Singh,J.

Hon'ble Shiv Shanker Prasad,J.

1. List revised. None present to press this petition. Sri Kaushalendra Nath Singh, learned counsel for the respondent - New Okhla Industrial Development Authority is present.
2. Challenge has been laid to the demolition order dated 04.10.2023 passed by respondent no. 2.
3. Clearly the said order is revisable under Section 41(3) read with Section 12 of the U.P. Industrial Area Development Act, 1976.
4. In face of such statutory alternative remedy available, we decline to exercise our extraordinary jurisdiction under Article 226 of the Constitution of India.
5. However, in the facts of the present case, we leave it open to the petitioner to file such revision within a period of three weeks from today. If such compliance is shown the revision may be heard and decided on its own merit without raising any objection as to the limitation.
6. Accordingly, the writ petition is **disposed of**.

Order Date :- 9.11.2023

SK Srivastava

(Shiv Shanker Prasad,J.) . . . (S.D. Singh,J.)