

Court No. - 49

Case :- WRIT - B No. - 3747 of 2023

Petitioner :- Murari Pandey And Another

Respondent :- State Of U.P. And 6 Others

Counsel for Petitioner :- Narendra Deo Upadhyay, Vinay Bhushan Upadhyay

Counsel for Respondent :- C.S.C., Hirdesh Kumar Yadav, Pradeep Singh, Sushma Yadav

Hon'ble Syed Qamar Hasan Rizvi, J.

1. Shri Vinay Bhushan Upadhyay, learned counsel for the petitioners, Shri Hirdesh Kumar Yadav, learned counsel for the respondents no. 6 & 7 and Shri D.P. Mishra, learned Standing Counsel for the State-respondents no. 1, 2 & 3 are present before the Court.

2. At the very outset, learned counsel for the caveator-respondent has pointed out that Tehsildar, Tehsil- Ghorawal, District Sonbhadra vide order dated 03.11.2023 has finally decided the matter under Section 34 of the U.P. Land Revenue Act, 1901 and as such the present writ petition has lost its efficacy.

3. Learned counsel for the petitioners submits that he may be permitted to withdraw the present writ petition with liberty to the petitioners to challenge the said order in accordance with law.

4. It is provided that it shall be open for the petitioners to avail appropriate legal remedy.

5. Learned Standing Counsel for the State has no objection to such prayer.

6. In view of the statement made by learned counsel for the

petitioners at the bar, the instant application is **dismissed** as withdrawn with aforesaid liberty.

7. Office is directed to return the certified copy of the documents to the learned counsel for petitioners after retaining photo copy of the same to be kept on record as per law.

Order Date :- 8.11.2023

Anurag/-