

Court No. - 39

Case :- WRIT - C No. - 39038 of 2023

Petitioner :- Diwakar Ji Pandey

Respondent :- State Of U.P. And 7 Others

Counsel for Petitioner :- Rajendra Prasad Tiwari, Ram Kumar Ojha

Counsel for Respondent :- CSC, Hari Narayan Singh, Ved Byas Mishra

Hon'ble Saumitra Dayal Singh, J.

Hon'ble Shiv Shanker Prasad, J.

1. Heard Sri Rajendra Prasad Tiwari, learned counsel for the petitioner, Sri Ved Byas Mishra, Sri Adarsh Tripathi, holding brief of Sri H.N. Singh, learned counsel for the respondents and Sri Dilip Kumar Kesarwani, learned Additional Chief Standing Counsel for the State.

2. At the outset, in face of strong objection raised as to the delay of ten years and further as to non compliance of the condition contained in paragraph of 67 of the order dated 24.02.2014 in Writ C No. 35296 of 2013 (M/S Maa Bhavani Rice Mill and Another Vs. State of U.P.), learned counsel for the petitioner states, he may be permitted to withdraw the present writ petition and file a fresh petition with respect to appropriate relief that may survive to be claimed.

3. Accordingly, the writ petition is dismissed as withdrawn with liberty, as prayed.

Order Date :- 8.11.2023

SK Srivastava

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