

Court No. - 32

Case :- WRIT - C No. - 39703 of 2023

Petitioner :- Javir Khan

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

Counsel for Petitioner :- Shaheen Bano,Shahnawaz Khan,Vinay Kumar

Counsel for Respondent :- C.S.C

Hon'ble Salil Kumar Rai,J.

Hon'ble Surendra Singh-I,J.

1. The grievance of the petitioner in the present petition is that the respondent nos. 6 and 7 are making constructions over the plot of the petitioner. On the aforesaid complaint, the petitioner has filed the present petition praying for the following reliefs :-

"(i) Issue a writ, order or direction in the nature of mandamus commanding/directing the revenue authority to stop the construction of the private respondents over the disputed property and demarcate the land of the petitioner in accordance with law or decide the application for demarcation dated 16.12.2022.

(ii) Issue a writ, order or direction in the nature of mandamus commanding/directing the respondent no. 4 to lodge a criminal case against the illegal occupant who have illegally occupied the property of the petitioner."

2. This petition involves disputed questions of fact regarding title and possession of the parties and therefore it is not a fit case for consideration under Article 226 of the Constitution of India.

3. The writ petition is dismissed.

4. The petitioner may exercise any other remedy available to him in law.

Order Date :- 20.11.2023

Pratima