

Court No. - 32

Case :- WRIT - C No. - 39725 of 2023

Petitioner :- Mohammad Asad Ulla

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

Counsel for Petitioner :- Dharm Singh Parmar

Counsel for Respondent :- CSC

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 Station House Officer of Police Station Sumerpur, District Hamirpur is illegally interfering in a private dispute regarding ownership of the tubewell between the petitioner and the respondent nos. 4 to 7 without there being any order of any civil court or any other court authorizing interference by the Station House Officer. In view of the aforesaid, the petitioner has prayed for the following reliefs :-

"(i) Issue a writ, order or direction in the nature of writ of mandamus directing the Superintendent of Police, Hamirpur and Station House Officer, Police Station Sumerpur, District Hamirpur/respondent nos. 2 and 3 to not interfere in operation of tube well of petitioner while considering and deciding the application dated 20.10.2023."

2. The police officers of the District are not empowered to interfere or settle the private dispute of different parties.

3. However, it would serve no useful purpose to keep the petition pending and the petition is disposed of with a direction that in case the petitioner submits a representation before the Superintendent of Police, District Hamirpur, i.e. the respondent no. 2 bringing all the necessary facts to his notice, the respondent no. 2 shall ensure that the Police officers of the District including the Station House Officer i.e. the respondent no. 3 act within their jurisdiction in accordance with law and shall not interfere in the private dispute between the different parties without there being any order for the said purpose by any court.

4. With the aforesaid direction, the petition is disposed of.

Order Date :- 20.11.2023

Pratima