

Court No. - 32

Case :- WRIT - C No. - 42043 of 2023

Petitioner :- Dudh Nath Yadav

Respondent :- State Of U.P. And 4 Others

Counsel for Petitioner :- Bharti Mishra

Counsel for Respondent :- C.S.C.,Harish Kumar Srivastava

Hon'ble Salil Kumar Rai,J.

Hon'ble Syed Qamar Hasan Rizvi,J.

1. Heard the counsel for the parties.
2. The petition has been filed praying for the following relief:

"To issue a writ, order or direction in the nature of mandamus directing the respondent no.2 i.e. District Magistrate, District Jaunpur to give the possession of the cutting trees in favour of petitioner, which is cutting by the respondent authorities."
3. It transpires from the record that the proceedings regarding the rights of the petitioner have already been instituted before the Civil Court.
4. In view of the aforesaid, the petitioner may file appropriate application before the concerned Civil Court and it is not a case for consideration by this Court under Article 226 of the Constitution of India.
5. The present writ petition is ***dismissed***.

Order Date :- 13.12.2023

Abhishek Gupta