

Court No. - 47

Case :- WRIT - C No. - 41030 of 2023

Petitioner :- Pyare Lal Gupta

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Ranjeet Verma, Amish Kumar Srivastava

Counsel for Respondent :- C.S.C.

Hon'ble Manish Kumar Nigam, J.

1. Heard learned counsel for the parties and perused the record.

2. The writ petition has been filed for the following relief:

"I. Issue a writ, order or direction in the nature of mandamus, directing the respondent no 2 to decide the application of petitioner dated 17.08.2023 same was served to him by and by registered post for compliance of his own order dated 08.06.2023 passed in case No. 5415 of 2022 (Computerized Case No. T202214360205415 (Pyare Lal Vs. Gaon Sabha) under Section 24 of U.P. Revenue Code, 2006 within stipulated period of time."

3. Contention of the learned counsel for the petitioner is that after proceedings under Section 24 of the U.P. Revenue Code, 2006, the boundary marks were installed which were later on removed by the respondents.

4. Learned Standing Counsel has raised preliminary objection that the petitioner has alternative remedy of filing an application under Section 23 of the U.P. Revenue Code, 2006.

4. In view of the same, I am not inclined to interfere in the matter.

5. Accordingly, the writ petition is dismissed with liberty to the petitioner to move appropriate application under Section 23 of U.P. Revenue Code, 2006.

6. In case, the petitioner moves an application under Section 23 of the U.P. Revenue Code, 2006, within two weeks along with certified copy of this order, the same may be considered and decided expeditiously, preferable within a period of one month, from the production of certified copy of this order, in accordance with law after providing opportunity of hearing to all concerned parties provided there is no other legal impediment.

Order Date :- 5.12.2023

Ved Prakash