

Court No. - 2

Case :- WRIT - C No. - 1303 of 2022

Petitioner :- Krishna Kumar Singh

Respondent :- State Of U.P Thru. Prin. Secy. Revenue , Civil
Secrt. Lko. And Ors

Counsel for Petitioner :- Amitesh Pratap Singh,Laxmi
Narayan Gupta,Neetu Bhardwaj

Counsel for Respondent :- C.S.C.

Hon'ble Manoj Kumar Gupta,J.

Hon'ble Neeraj Tiwari,J.

1. The instant petition has been filed praying for a writ of mandamus directing the respondents to comply with the order dated 24.12.2020 passed by respondent no. 3 in a case filed by the petitioner under Section 209 of the U.P. Zamindari Abolition and Land Reforms Act, 1950 whereby the decree of eviction was passed against the trespasser.
2. The proceedings under Section 209 of the U.P. Zamindari Abolition and Land Reforms Act, 1950 are in a nature of suit and the order passed by respondent no. 3 is a decree passed by revenue court, which is to be executed as per the provisions of U.P. Revenue Code Manual and therefore, no good ground is made out to exercise writ jurisdiction to execute the decree passed by the revenue court.
3. The petition is disposed of with the liberty to avail the remedy provided under law.

(Neeraj Tiwari, J.) (Manoj Kumar Gupta, J.)

Order Date :- 27.10.2023

Virendra