

Chief Justice's Court

Case :- PUBLIC INTEREST LITIGATION (PIL) No. - 440 of 2023

Petitioner :- Muse Ram Bharti

Respondent :- State Of U.P. Thru. Prin. Secy. Revenue Civil Sectr. Lko.
And Others

Counsel for Petitioner :- Ajay Bahadur Yadav

Counsel for Respondent :- C.S.C., Pankaj Gupta

Hon'ble Pritinker Diwaker, Chief Justice

Hon'ble Rajan Roy, J.

Sri Ajay Bahadur Yadav, learned counsel for the petitioner and learned Standing Counsel for the State-respondents.

A preliminary objection has been raised by the State counsel that for the same subject matter, a Writ-C petition has already been filed at Allahabad by the petitioner and this petition is not maintainable, which has been filed suppressing the material fact.

Counsel for the petitioner submits that he may be permitted to withdraw this writ petition.

The petition is, accordingly, dismissed as withdrawn.

It is made clear that, in case, such a petition has been filed and is pending at Allahabad, the petitioner is obliged to make a specific pleading in the said petition by way of an amendment, informing the Court at Allahabad about the dismissal of this writ petition here at Lucknow.

Order Date :- 19.5.2023

RK

(Rajan Roy, J) (Pritinker Diwaker, CJ)