

Court No. - 3

Case :- WRIT - C No. - 8547 of 2023

Petitioner :- Ram Asre

Respondent :- State Of U.P. Thru. Its Prin. Secy. Home Civil
Sect. Lko. And Others

Counsel for Petitioner :- Kapil Muni Dubey, Dharendra Kr.
Dubey

Counsel for Respondent :- C.S.C.

Hon'ble Vivek Chaudhary, J.

Hon'ble Manish Kumar, J.

1. Reply filed against the counter affidavit by the petitioner is taken on record.

2. Heard learned counsel for the parties.

3. Petitioner has approached this Court claiming that he was granted an injunction order by the Civil Judge on 09.03.2022 and prays for mandamus to take necessary action against opposite party nos.6 to 10 i.e. police authorities and administrative authorities and directing for maintaining anti status-quo over the land in dispute and further necessary orders to State and private respondents to maintain majesty of the Civil Court. Admittedly, present petition is filed in October, 2023 i.e. after nearly a year and a half. This is an admitted fact that the Civil Suit is pending before the Civil Judge, Junior Division, Kadipur bearing O.S. No.175 of 2022.

4. In the present case, Civil Court has not granted any stay order, therefore, there is no question of any construction raised in violation of order of Civil Court, thus, no question of anti status-quo arises before this Court. Petitioner has liberty of pressing stay application before the Civil Court concerned.

5. With the aforesaid liberty, petition is ***consigned to record.***

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[Manish Kumar, J.] [Vivek Chaudhary, J.]

Order Date :- 30.10.2023

-Amit K-