

Court No. - 3

Case :- WRIT - C No. - 8941 of 2023

Petitioner :- Bhoopendra

Respondent :- State Of U.P. Addl. Chief Secy. Deptt. Of Revenue Civil Sectr. Lko. And Others

Counsel for Petitioner :- Shiv Sharan Singh

Counsel for Respondent :- C.S.C.

Hon'ble Vivek Chaudhary, J.

Hon'ble Manish Kumar, J.

Heard learned counsel for the petitioner and the learned Standing Counsel for the State/respondents.

Petitioner has approached this Court for a mandamus commanding the opposite parties not to interfere in peaceful possession of petitioner and also permit the petitioner to construct his house on Gata No.412, situated at Village Bhediari, Tehsil Kaiserganj, District Bahraich.

The respondent nos.6 & 7, are private respondents and hence the relief is also sought with regard to private respondent nos. 6 & 7. However, during the course of arguments, learned counsel for petitioner also states that it is the S.H.O. concerned who is interfering in the construction of house of the petitioner.

Learned Standing Counsel, on instructions from respondent nos.3 & 5, states that Police has only taken action under Sections 107,116 of Cr.P.C. for maintaining law and order situation on the spot. No other interference is made by the Police.

The aforesaid statement is taken on record with liberty to the petitioner to file appropriate suit against the private respondent in accordance with law.

In view of the aforesaid, the writ petition is disposed of.

(Manish Kumar, J.) (Vivek Chaudhary, J.)

Order Date :- 16.10.2023

Arjun/-