

Court No. - 10

Case :- CRIMINAL MISC. WRIT PETITION No. - 8127 of 2023

Petitioner :- Ajay Kumar Verma

Respondent :- State Of U.P. Thru. Prin. Secy. Home Deptt. And Others

Counsel for Petitioner :- Mohd. Waris Farooqui

Counsel for Respondent :- G.A.

Hon'ble Mrs. Sangeeta Chandra,J.

Hon'ble Karunesh Singh Pawar,J.

(1) Heard the learned counsel for the petitioner and the learned A.G.A. who appears for the Opposite party nos.1 to 6.

(2) This petition has been filed by the petitioner for the following main prayer:-

"i) To issue a writ, order or direction in the nature of Mandamus commanding the opposite party nos.3 to 6 to protect the life, liberty and property of the petitioners and members of family.

(ii) Issue a writ, order or direction in the nature of Mandamus commanding the opposite parties; more particularly the opposite parties nos.5 and 6 to restrain the private respondents from interference in the peaceful possession of his property and not to facilitate grabbing of the same by private respondents, with the help of Respondent no.13, Shri Anoop Chand Gupta, Ex-Chairman, Nagar Palika Parishad, Utraula, District Balrampur.

(iii) issue a writ, order or direction in the nature of further Mandamus commanding the opposite parties, to ensure the operation and implementation of the restraint order dated 07.07.2023 passed by the Civil Judge (Junior Division), Utraula, District Balrampur, in Regular Suit no.326 of 2023 [Ajay Kumar Verma vs. Jagdamba Prasad and others]."

(3) This Court has gone through the pleadings on record.

(4) In fact, the petitioner is asking us sitting in the High

Court to execute an ad-interim injunction dated 07.07.2023 passed by the learned Civil Judge (Junior Division), Utraula, District Balrampur in Regular Suit no.326 of 2023 [**Ajay Kumar Verma Vs. Jagdamba Prasad and others**], from the Opposite party nos.2 to 6.

(5) This writ petition is **dismissed** with a cost of Rs.1,00,000/- (Rupees One lac only), to be deposited by the petitioner **within one month**. In case, the petitioner fails to deposit the said amount within the said period, the Senior Registrar of this Court shall issue a Recovery Certificate to the Collector, who shall recover the same from the petitioner from his moveable and immovable property and deposit the same within three months thereafter.

Order Date :- 18.10.2023
N.PAL