

Court No. - 18

Case :- WRIT - B No. - 959 of 2023

Petitioner :- Ashtha City Planar Ltd. Lko. Thru. Its Managing Director
Pawan Kumar

Respondent :- State Of U.P. Thru. Prin. Secy., Deptt. Of Revenue, Lko.
And Others

Counsel for Petitioner :- Satish Kumar Sharma, Anurag Shukla

Counsel for Respondent :- C.S.C.

Hon'ble Saurabh Lavania, J.

Heard.

The present petition was filed with the following prayer:-

"(i) issue a writ, order or direction in the nature of Certiorari thereby quashing the impugned order dated 23.06.2023 passed by Hon'ble Member, Board of Revenue, Uttar Pradesh Lucknow, opposite party No. 2 in Case No. REV/688/2023/Lucknow (Computerized Case No. R2023104600688) Ashtha City Planar Private Limited Vs. Irfan Ali, under Section 333 of the U.P.Z.A. & L.R. Act, order dated 06.08.2021 and 20.02.2023 passed by Additional Commissioner (Administration), Lucknow Division, Lucknow in Case No. 00210/2021 (Computerized Case No. C202110000000210), Ashtha City Planar Private Limited Vs. Irfan Ali & others, under Section 333 of the U.P.Z.A. & L.R. Act and impugned order dated 27.01.2021 passed by Deputy Collector (Revenue), Lucknow in Case No. D201810460005704, under Section 116 of the Uttar Pradesh Revenue Code, 2006 Shivkaran Vs. Irfan Ali, contained as Annexure No. 1, 2, 3 & 4 to this writ petition."

On being pointed out regarding the signature of authorised signatory of the petitioner over the compromise based on which the partition suit was decided on 16.01.2012 as also the provisions envisaged under Order 23 of CPC, the learned counsel for the petitioner says that he may be permitted to withdraw the present petition with liberty to avail remedy as available under the law.

In view of the above, the present petition is **dismissed** with aforesaid liberty.

Order Date :- 19.10.2023/Raj