

Court No. - 6

Case :- WRIT - C No. - 9413 of 2023

Petitioner :- Usman Ali And Others

Respondent :- State Of U.P. Thru. Collector, Kheri And Others

Counsel for Petitioner :- Ajaiy Kumar Mishra, Kapil Dev
Chaubey

Counsel for Respondent :- C.S.C.

Hon'ble Rajnish Kumar, J.

Heard Shri Ajay Kumar Mishra, learned counsel for the petitioners.

This petition has been filed challenging the order dated 27.07.2022 passed in Appeal No.1395 of 2022 under Section 331(1) of U.P. Zamindari Abolition and Land Reforms Act, 1950 (here-in-after referred as the Act).

Submission of learned counsel for the petitioners is that against the order passed under Section 229 (D) of the Act, the appeal is not maintainable, however the revision can be filed. On a query being put to the learned counsel for the petitioner as to whether any objection has been filed or not, learned counsel for the petitioner submits that an objection on the maintainability of the appeal has been filed on 27.10.2023 and now the date is fixed 31.10.2023.

In view of above, since the objection in regard to the maintainability of the appeal has already been filed before the opposite party no.2, this petition is **disposed of** with liberty to the petitioner to press his objection before the opposite party no.2/ Additional Commissioner (Judicial First) Lucknow Division, Lucknow, who shall consider the same expeditiously in accordance with law after affording opportunity to the parties and pass appropriate order thereon.

(Rajnish Kumar, J.)

Order Date :- 28.10.2023

Haseen U.