

Court No. - 3

Case :- WRIT - C No. - 10047 of 2023

Petitioner :- Bhanmati

Respondent :- State Of U.P. Thru. Addl. Chief Secy. Revenue
Lko. U.P. And 5 Others

Counsel for Petitioner :- Maya Ram Yadav, Onkar Nath Tiwari

Counsel for Respondent :- C.S.C.

Hon'ble Vivek Chaudhary, J.

Hon'ble Om Prakash Shukla, J.

1. Heard learned counsel for the petitioner and learned Standing Counsel for the State.
2. Petitioner has approached this Court claiming that the private respondents are doing illegal construction over his property and the police is also supporting the respondents.
3. On telephonic instructions, learned Standing Counsel states that police authorities are only trying to make law and order and have already initiated proceedings under Section 107/116 of Cr.P.C.
4. It goes without saying that in a private dispute, petitioner is required to file a suit before appropriate Court for injunction and this Court under Article 226 of the Constitution of India cannot interfere in a private dispute.
5. In view thereof, petition is ***consigned to record*** with liberty to the petitioner to approach appropriate Court. In case any injunction application is filed, the same shall be decided by the Court concerned expeditiously.

.

[Om Prakash Shukla, J.] [Vivek Chaudhary, J.]

Order Date :- 17.11.2023

-Amit K-