

Court No. - 1

Case :- WRIT - C No. - 10596 of 2023

Petitioner :- Ziaul Mustafa

Respondent :- State Of U.P. Thru. Prin. Secy. (Revenue) U.P. Civil Sectr. Lko. And Others

Counsel for Petitioner :- Mohd. Salman, Arshad Jameel

Counsel for Respondent :- C.S.C., Pankaj Gupta

Hon'ble Attau Rahman Masoodi, J.

Hon'ble Om Prakash Shukla, J.

1. Heard learned Counsel for the petitioner and Shri Nitish Shekhar, learned Standing Counsel for the State-respondents.
2. The present writ petition filed under Article 226 of the Constitution of India seeks quashment of the order passed by the Tehsildar.
3. The petitioner claims to be the real son of deceased Akbar Ali Shah, however, the District Authorities on verification of necessary details have not found him to be the real son.
4. For seeking a declaration that the petitioner is the legitimate son of late Akbar Ali Shah, such an issue can only be decided in the civil proceedings before the Civil Court of competent jurisdiction.
5. Leaving it open to the petitioner to avail the civil remedy available under law, the present writ petition being not maintainable is, accordingly, **dismissed**.

(Om Prakash Shukla, J.) (Attau Rahman Masoodi, J.)

Order Date :- 6.12.2023

Anand Sri./-