

Court No. - 1

Case :- WRIT - C No. - 10563 of 2023

Petitioner :- Sushama Maurya

Respondent :- State Of U.P. Thru. Addl. Chief Secy. Deptt. Revenue, Lucknow And Others

Counsel for Petitioner :- Shubham Tiwari, Vinod Kumar

Counsel for Respondent :- C.S.C.

Hon'ble Attau Rahman Masoodi, J.

Hon'ble Om Prakash Shukla, J.

1. Heard learned counsel for the parties.
2. The present writ petition filed by the petitioner has sought the following reliefs:-

"I. Issue writ, order or direction in the nature of mandamus commanding opposite parties to physically divide the land bearing Gata No.1250, Bainti Kalan, Lambhua, District- Sultanpur in pursuance of order dated 30.06.2021 by the O.P. No.3 i.e. Sub- Divisional Magistrate, Lambhua, District Sultanpur in Case No.2502/2017 Computerized Case No.T2017046850032502 "Vandana Devi vs. Kripa Shankar" under Section 116 of Uttar Pradesh Revenue Code, 2006 contained as ANNEXURE No.-1 to the writ petition.

II. Issue writ, order or direction in the nature of mandamus commanding opposite parties to consider and decide the representations contained as ANNEXURE No.-5 to the writ petition.

III. Issue writ, order or direction in mandamus commanding opposite parties not interfere and create hindrance in the peaceful possession of petitioner over the land in question."

3. Revision is already pending before the competent revisional court.
4. In these circumstances, a direction sought for execution of

the partition decree, cannot be granted.

5. Petitioner may approach the revisional court so that the pending revision is decided at the earliest. In case any such application is made, the revisional court shall proceed with the matter and decide the same expeditiously.

6. The writ petition is, accordingly, **disposed of**.

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

Order Date :- 5.12.2023
Shubhankar