

Court No. - 6

Case :- WRIT - C No. - 11677 of 2023

Petitioner :- Pradeep Kumar

Respondent :- State Of U.P. Thru. Prin. Secy., Public Works Deptt., Lucknow And Others

Counsel for Petitioner :- Rajendra Prasad Yadav

Counsel for Respondent :- C.S.C.

Hon'ble Rajnish Kumar,J.

Heard Shri Rajendra Prasad Yadav, learned counsel for the petitioner, Shri Upendra Singh, learned Additional Chief Standing Counsel and Shri Dilip Kumar Pandey, who has put in appearance for the respondent no.5.

This petition has been filed challenging the order passed in the proceedings under Section 38 (1) and the appellate order which is provided under Section 38(4) of the U.P. Revenue Code-2006, therefore the appellate order showing under Section 207 is in fact an order under Section 38(4) and the orders passed under Section 38(4) are final subject to provision of Section 210, therefore the alternative and statutory remedy is available to the petitioner under Section 210 of the U.P. Revenue Code-2006.

In view of above, this petition is **dismissed** on the ground of availability of alternative and statutory remedy.

(Rajnish Kumar, J.)

Order Date :- 22.12.2023

Haseen U.