



2025:AHC:175780

HIGH COURT OF JUDICATURE AT ALLAHABAD

WRIT - C No. - 35322 of 2025

Masjid Shareef Gosulbara Ravan Bujurg And
Another

.....Petitioner(s)

Versus

State Of Up And 5 Others

.....Respondent(s)

| | | |
|---------------------------|---|--|
| Counsel for Petitioner(s) | : | Aravind Kumar Tripathi, Shashank Shri Tripathi |
| Counsel for Respondent(s) | : | C.S.C. |

Court No. - 73

HON'BLE DINESH PATHAK, J.

1. Learned counsel for the petitioners has filed supplementary affidavit along with photostat copy of the impugned order dated 02.09.2025 passed by the Assistant Collector Ist Class/Tehsildar, Sambhal and memo of appearance duly signed by the petitioner no.2, namely, Minzar, today in the Court, which is taken on record. Office is directed to proceed accordingly.

2. Heard Shri Aravind Kumar Tripathi, learned counsel for the petitioners, Shri Sanjeev Singh, learned Additional Advocate General and Shri J.N.Maurya, learned Chief Standing Counsel assisted by Shri Ashish Mohan Srivastava, learned Standing Counsel for the State-respondents and perused the record on Board.

3. After due deliberations at length, learned counsel for the petitioners prays for to dismiss the instant writ petition as withdrawn to resort to alternative remedy available under Section 67(5) of the U.P. Revenue Code, 2006 to file an appeal before the court competent i.e. Collector concerned.

4. Learned Additional Advocate General and the learned Chief Standing Counsel for the State-respondents have no objection to the prayer so made.

5. As such, instant writ petition is **dismissed as withdrawn**, as prayed

for, to resort to alternative remedy available under the law.

6. Before parting with the matter, learned counsel for the petitioners prays for to grant interim protection in favour of the present petitioners.

7. In my opinion, it is open for the petitioners to move an appropriate application before the appellate court for the interim protection. Application moved on behalf of the petitioners, if any, shall be considered and decided by the appellate court, in accordance with law, on its own merits without being influenced with the order of the date passed by this Court.

(Dinesh Pathak,J.)

October 4, 2025

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