

Court No. - 52

Case :- WRIT - C No. - 1741 of 2021

Petitioner :- Ratan Singh

Respondent :- State Of U.P. And 14 Others

Counsel for Petitioner :- Shiv Sagar Singh

Counsel for Respondent :- C.S.C., Ashish Kumar Singh, Ashok Kumar Dwivedi, Azad Rai, M J Akhtar, Sunil Kumar Singh, Virendra Kumar Jaiswal

Hon'ble Saurabh Srivastava, J.

1. Heard Sri Shiv Sagar Singh, learned counsel for petitioner and Sri Ashok Kumar Dwivedi, learned counsel for respondent nos.4 to 14 as well as learned Standing Counsel.

2. On previous occasion, this Court passed the following order:-

"...

3. *Both the learned counsels for petitioner as well as for respondent no. 4 to 14 fairly submitted that although the orders arising out of the partition suit has been put under challenge in the instant petition but during pendency of the petition parties entered into a compromise dated 06.05.2022. In the most amicable settlement they themselves partitioned their plot no. 74 and 69 situated at village Patna, Tehsil and District Hapur.*

4. *Considering the submissions extended by learned counsel for contesting parties, petitioner along with respondent no. 4 to 14 and their legal heirs are directed to put their appearance at District Mediation Centre, Hapur on the date fixed by the District Mediation Centre, Hapur. Petitioner is hereby directed to deposit mandatory fees before the District Mediation Centre, Hapur within 15 days from today and after receiving the specific dates intimate to all concerned so that the compromise as mentioned by both the learned counsel may be given a legal shape amongst the parties before the Mediation Centre, District Hapur. Mediation Centre, District Hapur is hereby requested to submit its report by 12.09.2023 before the instant proceeding through Registrar of this Court and office is hereby directed to place the same on the next date of listing.*

..."

3. In light of the said order, report of District Legal Services Authority dated 11.09.2023 has been received in the office of Learned Registrar General of this Court on dated 18.09.2023 through which it has been reported that the matter has already been settled between the parties and draft of the agreement has been jointly signed by petitioner and respondent nos.4 to 14.

4. In view of the of the report dated 11.09.2023, there is hardly any cause of action arises in favour of petitioner to pursue the instant matter further and the same is hereby **disposed of**.

5. Respondent no.3 is hereby directed to pass a final decree in light of the agreement which will be submitted with the joint application of petitioner and respondent nos.4 to 14 within 15 days from today along with a certified copy of this order.

Order Date :- 22.11.2023

Vivek Kr.