

Court No. - 48

Case :- WRIT - B No. - 466 of 2023

Petitioner :- Ajeet And 3 Others

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Dilip Kumar Singh

Counsel for Respondent :- C.S.C, Bhola Nath Yadav

Hon'ble Saurabh Shyam Shamschery, J.

1. Heard learned counsel for the parties and perused the record.
2. According to the office report dated 31.10.2023, service of notice to Opposite Party Nos.3 and 4 could be considered sufficient since neither the A.D. nor undelivered covers have been received back.
3. There is merit in the arguments of learned counsel for the petitioners that while passing the impugned order dated 18.07.2022, the Deputy Director of Consolidation has not heard the petitioners despite the fact that their chaks were being affected.
4. Shri Bhola Nath Yadav, learned counsel appearing for the applicants in the impleadment application, is not able to contradict above submissions.
5. The contesting respondent, as referred above, despite service of notice have not appeared, therefore, there is no serious objection on their behalf also.
6. In view of aforesaid circumstances and in the interest of justice, impugned order dated 18.07.2022 is hereby set aside and the matter remitted back to the Deputy Director of Consolidation to decide afresh, after hearing all the parties concerned in accordance with law expeditiously, preferably

within a period of six months.

7. Accordingly, the writ petition stands **disposed of**.

Order Date :- 1.11.2023

Zafar