

Court No. - 1

Case :- MATTERS UNDER ARTICLE 227 No. - 8763 of 2023

Petitioner :- Naresh Chand Sharma

Respondent :- Smt. Shakeela Khaton And 3 Others

Counsel for Petitioner :- Raj Narayan Tiwari

Hon'ble Jayant Banerji, J.

1. Heard learned counsel for the petitioner.

2. This petition has been filed seeking the following relief:

"(i) An order or direction in a suitable nature directing the learned Civil Judge (S.D.)/F.T.C., Gautam Budh Nagar to expedite the proceeding of Original Suit No. 2124/2019, Smt. Shakeela Khaton Vs. Naresh Chand Sharma and others, within stipulated period as deem fit and proper by this Hon'ble Court.

(ii) Issue any other suitable order or direction, which this Hon'ble Court may deem, just and proper in the circumstances of the case."

3. It appears that a suit was filed by the plaintiff-respondent no. 1 against the petitioner-defendant and others seeking mandatory injunction and permanent injunction in respect of the suit property. It is stated that on 24.11.2020, the written statement has been filed by the petitioner, yet till now the issues have not been framed.

4. Under the circumstances, the petitioner is permitted to move an application before the trial court for framing of the issues expeditiously so that the trial can be proceeded with. In case such an application is filed by the petitioner, the same shall be considered expeditiously.

5. This petition is, accordingly, **disposed of**.

Order Date :- 9.11.2023

A. V. Singh

(Jayant Banerji, J.)