

Court No. - 4

Case :- MATTERS UNDER ARTICLE 227 No. - 8352 of 2023

Petitioner :- Anju Gupta And Another

Respondent :- Rajendra Kumar Jain

Counsel for Petitioner :- Rishabh Agarwal

Counsel for Respondent :- Rama Goel Bansal, Shalini Goel

Hon'ble Prakash Padia, J.

1. Supplementary affidavit filed today is taken on record.
2. Heard Shri Rishabh Agarwal, learned counsel for the petitioners and Mrs. Rama Goel Bansal, learned counsel for the respondent.
3. The present petition has been filed inter-alia with the prayer to set aside the judgement dated 25.07.2023 passed by Additional District Judge, Court No.1, Jhansi in SCC Suit No.5 of 2020 (Rajendra Kumar Jain Vs. Anju Gupta & another). By the aforesaid order the court below rejected the application filed by the defendants-petitioners for inspection of the land in dispute through Ameen.
4. After some arguments a prayer has been made by counsel for the petitioner-defendant that the present petition be dismissed with liberty to the petitioner to challenge this order also in case any adverse order is passed in the proceedings initiated by the plaintiff-respondent in the matter in dispute.
5. This prayer has not been opposed by the counsel for the respondent.
6. In this view of the matter, the present petition is dismissed with observations that petitioner is free to challenge this order also in

case any is passed against him in the S.C.C. Suit.

7. It further reveals from perusal of the record that SCC Revision filed in the year 2020 is pending consideration for last more than three years.

8. In this view of the matter, the court below before whom aforesaid revision is pending, is directed to decide the aforesaid revision strictly in accordance with law expeditiously without granting any unnecessarily adjournment unless there is no legal impediment.

Order Date :- 16.10.2023

Pramod Tripathi