

Court No. - 1

Case :- MATTERS UNDER ARTICLE 227 No. - 8432 of 2023

Petitioner :- Vijaypal Yadav And 3 Others

Respondent :- Subhash Yadav And 4 Others

Counsel for Petitioner :- Girja Shankar Prajapati

Counsel for Respondent :- Brij Lal Shukla

Hon'ble Jayant Banerji, J.

Heard learned counsel for the petitioners and the learned counsel for the respondents.

This petition has been filed seeking a direction to the Civil Judge (Senior Division), Gautam Budh Nagar to decide 6-C2 application filed under Order XXXIX Rule 1, CPC expeditiously, and a further to the defendant-respondents not to interfere in the peaceful possession of the petitioners over the disputed property.

It appears that the suit for permanent injunction was filed by the plaintiff-petitioners regarding the suit property. Admittedly, the petitioner has purchased a part of Khasra no.403, Khata No.14 in Village-Hosiyarpur, Sector-51, Noida, Tehsil-Dadri, District Gautam Budh Nagar. The dispute appears to be with a co-tenure holder. The suit was filed on 02.05.2023 and notice on 6-C2 application was directed to be issued.

It appears from a perusal of the record that the defendants have put in appearance. The trial court has also issued a commission for calling upon the court bailiff to make an inspection of the suit property.

Under the circumstances, no interference is called for in this petition and it is, accordingly, **dismissed**.

Order Date :- 28.11.2023

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(Jayant Banerji, J.)