

Court No. - 1

Case :- MATTERS UNDER ARTICLE 227 No. - 9035 of 2023

Petitioner :- Hanuman Parsad @ Hanuman Prasad Poddar

Respondent :- Ritu Upadhyay

Counsel for Petitioner :- Rahul Kumar Sharma, Saurabh Agarwal

Hon'ble Jayant Banerji, J.

1. Heard learned counsel for the petitioner.

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

"a. issue an order or direction to direct the Civil Judge (Senior Division), Hathras, District Hathras to decide the original suit No.320 of 2020 (Hanuman Prasad Vs. Ritu Upadhyay) within stipulated period fix by this Hon'ble Court."

3. It appears that the original suit seeking cancellation of the sale deed or in the alternative to grant possession of the suit property was filed by the plaintiff-petitioner on 24.11.2020. It is stated that on 24.12.2020, the defendants had appeared and the written statement was filed on 7.9.2022, but the issues are yet to be framed.

4. Under the circumstances, it is for the petitioner to move an appropriate application before the trial court for expeditious framing of the issues and if such an application is filed, the trial court would consider the same expeditiously.

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

Order Date :- 8.11.2023

K.K.Tiwari

(Jayant Banerji, J.)