

Court No. - 47

Case :- WRIT - C No. - 30387 of 2023

Petitioner :- Deepak

Respondent :- State Of U.P. And 8 Others

Counsel for Petitioner :- Anand Prakash Dubey, Satyendra Kumar Mishra

Counsel for Respondent :- C.S.C., Sunil Kumar Singh

Hon'ble Manish Kumar Nigam, J.

1. Supplementary affidavit filed today is taken on record.
2. Heard learned counsel for the parties and perused the record.
3. The instant writ petition has been filed for following praying:

"(i) to issue a writ, order or direction in the nature of certiorari quashing the Order dated 27.12.2022 passed by respondent no. 2 in Case No. 4326 of 2022 (Computer Case No. T202211520104326), U/s 144 of U.P. Revenue Code, 2006 (Deepak Vs. Gram Sabha Kaul & others)."

4. Learned Standing Counsel submitted that an application for extension of order has rightly been rejected by the court below as the suit filed by the petitioner being Suit No. 66 of 2022, under Section 144 of U.P. Revenue Code, 2006, is not maintainable for non joinder of the necessary parties as well as the suit is barred by limitation.
5. Without going into all such questions, I am of the view that no useful purpose would be served in keeping this petition pending.
6. Considering the facts and circumstances of the case, without expressing any opinion on the merits of the case, the present petition stands disposed of finally with a direction to the respondent no. 2/Sub Divisional Magistrate, Sadar, District Meerut to consider and decide the aforementioned suit filed by the petitioner, in accordance with law, expeditiously, preferably within a period of **one year** from the date of production of a certified copy of this order after giving opportunity of hearing to the parties concerned and without granting unnecessary adjournments to either of the parties provided that there is no other legal impediment.

Order Date :- 20.11.2023

Ved Prakash

(Manish Kumar Nigam, J.)