

Court No. - 1

Case :- MATTERS UNDER ARTICLE 227 No. - 9623 of 2023

Petitioner :- Indrawati Devi

Respondent :- Ashok Yadav And Another

Counsel for Petitioner :- Ashish Kumar

Hon'ble Jayant Banerji, J.

1. Heard learned counsel for the petitioner.
2. This petition has been filed by the defendant seeking the following relief:-

"(a) To pass suitable order or direction, directing the Civil Judge (Senior Division) Maharajganj to decide the original suit No.597/2018 (Ashok Yadav Vs. Indrawati and another) for cancellation of the registered sale deed, within stipulated period which may be fixed by this Hon'ble court and further be pleased to direct the respondents to maintain status quo over the land in dispute and/or pass such other."
3. It appears that the aforesaid suit was filed for seeking a decree for cancellation of a registered sale-deed.
4. It is contended by the learned counsel for the petitioner that the examination-in-chief of the P.W.-1 was held on 03.03.2023 but for the past nearly eight months, the case is being adjourned without his cross-examination of being recorded due to the fact that the plaintiff is seeking adjournment time and again.
5. Given the fact that the suit is of the year 2018 and the case is proceeding at the stage of evidence, no specific direction as sought for is required to be granted.
6. However, it is expected that the trial court would proceed with the matter without granting any unnecessary adjournments to either of the parties, subject to availability of time and

provided there is no legal impediment.

7. The petition is, accordingly, **disposed of**.

Order Date :- 5.12.2023

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(Jayant Banerji, J.)