

Court No. - 9

Case :- CONTEMPT APPLICATION (CIVIL) No. - 7098 of 2023

Applicant :- Jang Bahadur And 3 Others

Opposite Party :- Shri Rajesh Prasad S.D.O.

Counsel for Applicant :- Harendra Yadav

Hon'ble Rohit Ranjan Agarwal,J.

The writ court on 13-07-2022 while disposing of Writ-C No. 9457 of 2022 passed the following order:-

"Heard learned counsel for the petitioners and learned Standing Counsel for the State respondents.

By means of this petition under Article 226 of the Constitution, the petitioners have prayed for following relief no. (i) as substantial relief:

"(i) issue a writ, order or directing in the nature of mandamus commanding the respondent no. 2/Sub Divisional Officer, Tehsil-Kasimabad, District-Ghazipur to take decision upon the application dated 03.02.2021 filed by the petitioners under section 21/24 of UP Revenue Code, 2006 for demarcation of his land bearing plot no.167 area 0.010 hectare, plot no.168 area 0.125 hectare and plot no.153 area 0.053 hectare within stipulated period."

Learned Standing Counsel has no objection in case an appropriate direction is issued for expeditious disposal of the pending case in a time bound period strictly in accordance with law and by fully complying with the procedure prescribed for under the relevant Act and the Rules.

In view of the above, writ petition is disposed of with a direction to the respondent no.2 to consider and decide the petitioners' aforesaid case, as expeditiously as possible, preferably within a period of three months from the date of production of certified copy of this order.

Needless to add that such authority shall afford reasonable opportunity of hearing to all the parties concerned and shall also pass a reasoned and speaking order.

It is clarified that the procedure prescribed for conducting such proceedings, shall be religiously complied with and priority shall be fixed in the order in which other pending proceedings, if any, have been expedited by this Court in the past."

A compliance affidavit has been filed today on behalf of the opposite party wherein it has been stated that the order of the writ court has been complied with and the demarcation proceedings under Section 24 of the U.P. Revenue Code, 2006 has been carried out and the order has been passed on 22-03-2023, copy of which has been brought on record as annexure-1 to the compliance affidavit.

As the order of the writ court has been complied with, the contempt application is rendered infructuous and stands dismissed.

Order Date :- 30.11.2023

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