

Court No. - 47

Case :- WRIT - C No. - 33536 of 2023

Petitioner :- Bhagirathi

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Juned Alam

Counsel for Respondent :- CSC, Sudhir Bharti

Hon'ble Manish Kumar Nigam, J.

1. In compliance of the order dated 05.10.2023, instruction has been produced before this Court and the same are taken on record.
2. Heard learned counsel for the petitioner, learned Standing Counsel for the State and perused the record.
3. The instant writ petition has been filed praying for a mandamus directing respondent No. 2 to decide the Case under Section 134 of U.P. Revenue Code, 2006 (Bhagirathi v. Lallan and others), within stipulated period.
4. Learned Standing Counsel submitted that as per the instruction the case under Section 134 has been registered and is pending and objections have also been filed by opposite parties.
5. 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 respondent No. 2 Sub Divisional Officer, Tehsil Tamkuhiraj, District Kushinagar to consider and decide the aforementioned case under Section 134 of U.P. Revenue Code, 2006, in accordance with law, expeditiously, preferably within a period of **three months** 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 :- 1.11.2023

Ved Prakash

(Manish Kumar Nigam, J.)