

Court No. - 1

Case :- MATTERS UNDER ARTICLE 227 No. - 10364 of 2023

Petitioner :- Smt. Sushila Chaubey

Respondent :- Ravi Shankar Singh And 2 Others

Counsel for Petitioner :- Pramod Pathak

Hon'ble Jayant Banerji,J.

1.Heard learned counsel for the petitioner.

2. This petition has been filed seeking the following reliefs:-

"(i) Direct the Addl. Civil Judge (S.D.)/F.T.C., Varanasi to decide the Original Suit No. 1440 of 2012 (Ravi Shankar Singh and Others Vs. Smt. Sushila Chaubey) within a particular time.

(ii) Issue a suitable order or direction as this Hon'ble Court may deem fit and proper under this circumstances of the case."

3. It appears from the record that original Suit No. 1440 of 2012 was filed by the plaintiff/respondents against the defendant/petitioner seeking a decree for rectification of the sale deed dated 09.07.2009, however learned counsel for the petitioner has not been able to state that when was the written statement filed.

3. It appears from perusal of the order sheet that even the issues are yet to be framed.

4.Under the circumstances, it would not be appropriate to issue any specific direction upon the court concerned. However, considering that the suit is more than 11 years old, this Court requires the trial court to ensure that the suit proceedings are brought to its logical conclusion, without entertaining unnecessary adjournments from the parties, in case there is no legal impediment in proceeding further and all the parties are duly served with notice of the proceeding.

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

Order Date :- 8.12.2023

Vibha

(Jayant Banerji,J.)