Court No. - 4

Case :- MATTERS UNDER ARTICLE 227 No. - 10284 of 2023

Petitioner :- Darshan Singh
Respondent :- Jagdish Prasad Maheshwari
Counsel for Petitioner :- Sudhanshu Pandey

Hon'ble Prakash Padia,J.

1. Heard learned counsel for the petitioner and perused the record.

2. In view of the order proposed to be passed herein, no useful purpose would be served by putting the opposite party to notice and keeping this petition pending before this Court. However, in case the opposite party feels aggrieved by the order his/her right to seek modification/variation of the order is being kept reserved.

3. The basic relief sought by the petitioner in the present petition under Article 227 of the Constitution of India is to direct the court below to decide Misc. Case No.02 of 219 filed under Order 39 Rule 2(A) read with Section 151 C.P.C. in the Original Suit No.48 of 2014 (Darshan Singh Vs. Jagdish Prasad Maheshwari) expeditiously.

4. The matter is pending before the Court below since 2014 and considerable time has already been lapsed but till date no final decision has been taken in the matter.

5. In the facts and circumstances of the case, the present petition is disposed of directing the court concerned to decide the aforesaid Misc. case strictly in accordance with law most expeditiously and preferably within a period of four months from the date of production of certified copy of this order but without granting unnecessary adjournment unless there is no legal impediment.

Order Date :- 6.12.2023/saqlain

Digitally signed by :-
SYED MOHAMMAD SAQLAIN HAIDER
High Court of Judicature at Allahabad