

Court No. - 52

Case :- WRIT - C No. - 35745 of 2023

Petitioner :- Aatma Prasad Pandey

Respondent :- State Of U.P. And 9 Others

Counsel for Petitioner :- Majahar Ali

Counsel for Respondent :- CSC,Pradeep Singh

Hon'ble Saurabh Srivastava,J.

1. Heard Sri Majahar Ali, learned counsel for petitioner and learned Standing Counsel for the State-respondents.
2. Present writ petition has been filed seeking a direction in the nature of mandamus to be issued in favour of the respondent no.3 to decide Case No. 03375 of 2019, Computerized Case No.T2019-16670403375 (Aatma Prasad vs. State), under Section 38(1) of U.P. Revenue Code, 2006 expeditiously.
3. Learned counsel for petitioner submits that grievance of petitioner would sufficiently be met in case, the aforesaid restoration application is considered and decided in a time bound period.
4. Learned Standing Counsel submits that no useful purpose would be served in keeping the writ petition pending and an appropriate direction may be issued to respondent no.3 to consider the grievance of the petitioner.
5. Be that as it may, without entering into the merits of the case as well as if there is no other legal impediment available, the respondent no.3 is hereby directed to consider and decide restoration application filed on 24.08.2022 filed by petitioner in Case No. 03375 of 2019, Computerized Case No.T2019-16670403375 (Aatma Prasad vs. State), under Section 38(1) of U.P. Revenue Code, 2006, as expeditiously as possible, preferably within a period of six months from the date a certified copy of this order is produced before him, after affording proper opportunity of hearing to all the effected parties.
6. With the aforesaid directions, the writ petition is **disposed of**.

Order Date :- 16.10.2023

Rakesh