

Court No. - 51

Case :- WRIT - C No. - 36819 of 2023

Petitioner :- Nirmala Devi And Another

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

Counsel for Petitioner :- Dheeraj Kumar Yadav, Amarjeet Yadav

Counsel for Respondent :- C.S.C., Bhupendra Kumar Tripathi

Hon'ble Chandra Kumar Rai, J.

1. Heard Counsel for the petitioner, learned Standing Counsel for State-respondents and Mr. Bhupendra Kumar Tripathi for respondent no. 3, Gaon Sabha .

2. The instant writ petition has been filed praying for a mandamus directing respondent No.2, Tehsildar, Tehsil Mariyphoon, District Jaunpur to decide the mutation case No. 04140 of 2020, Computerized case No. T202014360604140 (Nirmala Devi and another Vs. Awadhesh Kumar) under Section 34 of U.P. Revenue Code, 2006 within stipulated period.

3. Counsel for the petitioner submitted that the aforesaid mutation case is pending before respondent no.2 for adjudication.

4. Certified copy of the order sheet has been annexed as Annexure No.3 to the writ petition in order to demonstrate that the case is not proceeding according to the provisions contained under Rule 34 (7) of U.P. Revenue Code, Rules 2016 which provides for disposal of mutation case within period of 90 days.

5. Considering the facts and circumstances of the case, without expressing any opinion on the merits of the issue, the present petition stands **disposed of** finally with a direction to respondent No.2, Tehsildar, Tehsil Mariyphoon, District Jaunpur to consider and decide the aforementioned mutation case in accordance with law expeditiously and preferably within a period of **three months** from the date of production of certified copy of this order after giving opportunity of hearing to the parties concerned and without granting unnecessary adjournments to either of the parties.

Order Date :- 2.11.2023

Vandana Y.