

Court No. - 47

Case :- WRIT - C No. - 36545 of 2023

Petitioner :- Ramchandar

Respondent :- State Of U.P. And 4 Others

Counsel for Petitioner :- Munna Tiwari, Shivam Kumar
Modanwal

Counsel for Respondent :- C.S.C.

Hon'ble Manish Kumar Nigam, J.

1. Heard Sri Munna Tiwari, learned counsel for the petitioner, learned Standing Counsel for the State and perused the record.

2. The present petition has been filed for the following reliefs:

"i) issue a writ order or direction in the nature of certiorari to quashing the order dated 06.09.2023 passed by Additional Commissioner Administration-III, Gorakhpur Region, Gorakhpur in revision no. 2134 of 2022 bearing computer case no. C202205000002134 (Ramchandar Vs. Shiv Vachan and others) under section 30 of U.P. Revenue Code, 2006.

ii) issue a writ order or direction in the nature of mandamus to directing the respondent no. 2 to decide the revision no. 2134 of 2022 bearing computer case no. C202205000002134 (Ramchandar Vs. Shiv Vachan and others) under Section 30 of U.P. Revenue Code, 2006 within stipulated period."

3. Learned counsel for the petitioner states that he did not want to press the first prayer in the writ petition.

4. The contention of learned counsel for the petitioner is that the revision filed by the petitioner is pending before the respondent no. 2 and an application for stay filed by the petitioner has been rejected by the respondent No. 2 vide order dated 06.09.2023 after hearing all the parties.

5. Since all the parties have appeared before the respondent No. 2, 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- Additional Commissioner Administration-III, Gorakhpur Region, to consider and decide the aforementioned case, 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

Nitika Sri.

(Manish Kumar Nigam, J.)