

Court No. - 52

Case :- WRIT - C No. - 36325 of 2023

Petitioner :- Rakesh

Respondent :- State Of U.P. And 6 Others

Counsel for Petitioner :- Sachida Nand Tripathi

Counsel for Respondent :- C.S.C, Sudhir Bharti

Hon'ble Saurabh Srivastava, J.

1. Heard Sri Sachida Nand Tripathi, learned counsel for petitioner and learned Standing Counsel for the State-respondents no.1 and 2 as well as Sri Sudhir Bharti, learned counsel for the respondent no.6.

2. At the very outset, learned counsel for the petitioner submitted that he may be permitted to correct the nomenclature of the matter which is pending in shape of suit under Section 229-B of U.P. Z.A. and L.R. Act.

3. Prayer so made, is allowed.

4. Let the necessary correction be carried out during course of the day.

5. Present writ petition has been filed seeking a direction in the nature of mandamus to be issued in favour of the respondent no.2 to decide Suit No.72/2006-07, Computerized No.T20170530703581 (Bal Kishun and others Vs. Kamlesh and others, under Section 229-B of U.P. Z.A. and L.R. Act, expeditiously.

6. Learned counsel for petitioner submits that grievance of petitioner would sufficiently be met in case, the aforesaid matter is considered and decided in a time bound manner.

7. 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.2 to consider the grievance of the petitioner.

8. 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.2 is hereby directed to consider and decide the Suit No.72/2006-07, Computerized No.T20170530703581 (Bal Kishun and others Vs. Kamlesh and others, under Section 229-B of U.P. Z.A. and L.R. Act, 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 concerned parties.

9. With the aforesaid directions, the writ petition is **disposed of**.

Order Date :- 30.10.2023

Vivek Kr.