

Court No. - 52

Case :- WRIT - C No. - 36692 of 2023

Petitioner :- Vikram Singh And 10 Others

Respondent :- State Of U.P. And 7 Others

Counsel for Petitioner :- Sushil Kumar Shukla

Counsel for Respondent :- C.S.C.,Kaushal Kishore Mani

Hon'ble Saurabh Srivastava,J.

1. Heard Sri Sushil Kumar Shukla, learned counsel for petitioners and learned Standing Counsel for the State-respondents no.1 to 3 as well as Sri Kaushal Kishore Mani, learned counsel for the respondent no.7.

2. 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 the Stay Application preferred in Appeal/Case No.736 of 2023, Computerized Case No.C202309000000736 (Smt. Savita and others Vs. Vijaypal and others), under Section 38(4) of U.P. Revenue Code, 2006, expeditiously.

3. Learned counsel for petitioner submits that grievance of petitioners would sufficiently be met in case, the stay application preferred in the aforesaid case is considered and decided in a time bound manner.

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.2 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.2 is hereby directed to consider and decide the Stay Application preferred in Appeal/Case No.736 of 2023, Computerized Case No.C202309000000736 (Smt. Savita and others Vs. Vijaypal and others), under Section 38(4) of U.P. Revenue Code, 2006, as expeditiously as possible, preferably within a period of one month from the date a certified copy of this order is produced before him after affording proper opportunity of hearing to all the concerned parties.

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

Order Date :- 26.10.2023

Vivek Kr.