

Court No. - 47

Case :- WRIT - C No. - 37178 of 2023

Petitioner :- Umesh Gond

Respondent :- State Of U.P. And 5 Others

Counsel for Petitioner :- Ashwani Kumar Singh, Adarsh Shukla

Counsel for Respondent :- C.S.C.

Hon'ble Manish Kumar Nigam, J.

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

2. The present petition has been filed with the following prayer:

" a) issue a Writ, Order or direction in the nature of mandamus commanding and directing respondent no. 2, Additional Commissioner, (Administration -IV), Gorakhpur Division, Gorakhpur to decide the Case No. 732 of 2021, Computerized Case No. C20215000000732 (Umesh Gond Vs. Giraja Lal and others), under Section 207 of U.P. Revenue Code, 2006, pending before him, within stipulated period of time as this Hon'ble Court."

3. Learned counsel for the petitioner states that the aforesaid case is pending since 2021 before respondent No. 2 for adjudication and the opposite parties have also put in their appearance before the court below. He prayed that the same may be decided, expeditiously.

4. From perusal of the order sheet, annexed as Annexure No. 8 to the writ petition, it appears that several dates have been fixed by the Court concerned, however, till date, the aforesaid case has not been decided.

5. 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 -IV), Gorakhpur Division, Gorakhpur 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 and in case the opposite party has not appeared, after ensuring service upon opposite parties and 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 :- 30.10.2023

Nitika Sri.

(Manish Kumar Nigam, J.)