

Court No. - 47

Case :- WRIT - C No. - 36760 of 2023

Petitioner :- Ram Charan @ Ram Charan Saroj

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

Counsel for Petitioner :- Jai Prakash Prasad

Counsel for Respondent :- CSC, Pradeep Singh

Hon'ble Manish Kumar Nigam, J.

1. Heard learned counsel for the parties and perused the record.

2. The present petitioner has been filed for the following relief:

"(i) Issue a writ, order or direction in the nature of mandamus commanding and directing to respondent No.3, i.e. Sub-Divisional Officer, Tehsil Sadar, District-Mirzapur to decide the Application dated 07.05.2018 under Section 24 of Uttar Pradesh Revenue Code, 2006 which is pending since year 2018, expeditiously preferably within stipulated period fixed by this Hon'ble Court in accordance with law.

(ii) Issue a writ, order or direction in the nature of mandamus directing the respondent No.3 to handover the possession in favour of the petitioner over the land in dispute of Araj No.111 area 0.0690 hectare situated at Village and Pargana - Chitauli (Kantit), Tappa Chhanbe, Tehsil - Sadar, District - Mirzapur after the demarcation."

3. Learned Standing Counsel has raised preliminary objection that the application filed by the petitioner is not under Section 24 of the Act and in case the petitioner is aggrieved, he may move an appropriate application in accordance with law under Section 24 of the U.P. Revenue Code, 2006.

4. In view of the same, I am not inclined to interfere in the matter.

5. The writ petition is **disposed of** with direction that in case, the petitioner moves an application under Section 24 of the U.P. Revenue Code, 2006, the same may be considered and decided expeditiously, preferably within a period of three months from the date of this order, in accordance with law after providing opportunity of hearing to all concerned parties provided there is no other legal impediment.

Order Date :- 2.11.2023

Nitika Sri.

(Manish Kumar Nigam, J.)