

Court No. - 4

Case :- MATTERS UNDER ARTICLE 227 No. - 10850 of 2023

Petitioner :- Sri Ajai Singh

Respondent :- Sri Tajendra Singh And 4 Others

Counsel for Petitioner :- Shrikrishna Shukla

Hon'ble Prakash Padia,J.

1. On 26.10.2023 following order was passed:-

"1. The present petition has been filed inter-alia with the prayer to direct the Civil Judge (Senior Division) Court No.16, Allahabad to conclude the proceedings of P.A. Case No.3 of 2008 (Sri Ajai Singh Vs. Sri Tajendra Singh and others) within a stipulated period.

2. It reveal from perusal of the order-sheet that w.e.f. 09.01.2008 the matter was listed on various dates but till date no final decision has been taken on the same.

3. In view of the above and in view of the fact that suit is pending since 2008, the Civil Judge (S.D.), Court No.16, Allahabad or before whom the proceeding of the aforesaid case is pending shall submit his comments on or before 31.10.2023.

4. Put up as fresh on 01.11.2023 along with the comments.

5. Copy of this order be communicated by the Registrar (Compliance) to the Civil Judge (Senior Division) Court No.16, Allahabad or before whom the matter is pending through District Judge, Allahabad today itself."

2. Pursuant to the same, a report dated 30.10.2023 submitted by the Presiding Officer is on record. It is stated in paragraph No.3 of the aforesaid report that the matter was placed before the concerned Presiding Officer for the first time on 22.12.2022 and on the said date, notices were issued to the opposite party in the matter. It is further stated that the next date fixed in the matter is 22.11.2023 and the Court will make all its effort to decide the aforesaid case expeditiously.

3. Heard learned counsel for the petitioner and perused the record as well as the report of the Presiding Officer.

4. In view of the aforesaid fact and in the facts and circumstances of the case, the present petition is disposed of directing the Court below to decide the aforesaid

case most expeditiously and preferably within a period of three months from today strictly in accordance with law but without granting any adjournment to any of the parties, if there is no legal impediment.

5. Registrar (Compliance) is directed to communicate a copy of this order to the Presiding Officer namely Manas Vats, Additional Civil Judge (Senior Division) Court No.16, Allahabad or before whom the matter is pending through District Judge Allahabad within twenty four hours.

Order Date :- 1.11.2023
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