

Court No. - 6

Case :- WRIT - C No. - 37024 of 2023

Petitioner :- Rudal Yadav

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

Counsel for Petitioner :- Ashraf Ali

Counsel for Respondent :- C.S.C.

Hon'ble Mrs. Manju Rani Chauhan,J.

Heard learned counsel for the petitioner and learned Standing Counsel for the State-respondent.

The present writ petition has been filed to direct the respondent no. 2 i.e. Estate Officer/Sub Divisional Magistrate-Tamkuhi, District Kushinagar to decide the Case No. T202305440303390 (PWD Vs. Sukhdev) No. T202305440303390 (PWD Vs. Heera) and No. T 202305440303387 (PWD Vs. Sanjiv) on 21.04.2023, under section 3/5 of Public Premises Act (Eviction of Unauthorized Occupants) Act, 1971 as per mandate within stipulated period as fixed by this Hon'ble Court.

It has been stated by the learned counsel for the petitioner that the case of the petitioner is pending since 21.04.2023 before respondent no.2, therefore, a direction may be issued to decide the same within the stipulated time.

The learned Standing Counsel has no objection to the submission made by the counsel for the petitioner.

No useful purpose would be served by keeping this petition pending in view of the order, which the Court proposes to pass hereunder.

Without entering into the controversy involved in the writ petition, the writ petition is disposed of with direction to the respondent no. 2 to decide the aforesaid case of the petitioner, expeditiously, preferably within a period of three months from the date of producing a certified copy of this order before the concerned authority, in accordance with law provided there is no other legal impediment.

Order Date :- 7.12.2023

Arti