

Court No. - 44

Case :- MATTERS UNDER ARTICLE 227 No. - 12300 of 2023

Petitioner :- Deepak Singh And 2 Others

Respondent :- Arjun Prasad Singh And 3 Others

Counsel for Petitioner :- Naveen Kumar Tripathi

Hon'ble Ashutosh Srivastava,J.

1. Heard Shri Naveen Kumar Tripathi, learned counsel for the petitioners.
2. Considering the nature of the order proposed to be passed, notice upon the private respondents is hereby dispensed with.
3. Present petition, under Article 227 of the Constitution of India, has been filed seeking direction to the Additional Civil Judge (Junior Division), Room No.11, Allahabad, to decide the Suit No. 2253 of 2015 (Arjun Prasad Singh and others Vs. Deepak Singh and others), filed by the defendants/respondents seeking permanent injunction relating to suit property.
4. Learned counsel for the petitioner submits that the Original Suit, filed by the defendants/ respondents, bearing Original Suit No. 2253 of 2015, seeking permanent injunction, is pending consideration before the Additional Civil Judge (Junior Division), Room No.11, Allahabad, and the purpose of filing present writ petition shall stands served if the appropriate directions are issued to Additional Civil Judge (Junior Division), Room No.11, Allahabad, to conclude and decide the Suit pending since the year 2015, within the time frame fixed by this Court.
5. Considering the fact that the aforesaid Suit for permanent injunction, is pending consideration, before the Additional Civil Judge (Junior Division), Room No.11, Allahabad, is pending since 2015, this

Court is also of the opinion that no useful purpose would be served by keeping the writ petition pending and the same is accordingly ***disposed of*** by requiring the Additional Civil Judge (Junior Division), Room No.11, Allahabad, seized with the Original Suit No. 2253 of 2015, to consider and decide the case expeditiously, preferably within a period of one year, from the date of production of a certified copy of order of this Court, strictly in accordance with law.

Order Date :- 4.12.2023

Irshad