

Court No. - 4

Case :- MATTERS UNDER ARTICLE 227 No. - 11036 of 2023

Petitioner :- Shyam Lal And 4 Others

Respondent :- Umesh Chandra And Another

Counsel for Petitioner :- Prashant Pandey

Hon'ble Prakash Padia,J.

1. Heard learned counsel for the petitioner and perused the record.
2. The basic relief sought by the petitioner in the present petition filed under Article 227 of the Constitution of India is to direct the court below to decide the Suit No.446 of 2021 (Shyam Lal and others Vs. Umesh Chandra and another) expeditiously.
3. In view of the order proposed to be passed herein, no useful purpose would be served by putting the respondent(s) to notice and keeping this petition pending before this Court. However, in case the respondent(s) feels aggrieved by the order his/her right to seek modification/variation of the order is being kept reserved.
4. It is argued by counsel for the petitioner that nobody is appearing on behalf of respondents in the matter before the court below and direction has already been given by the court below for deciding the proceedings ex-parte.
5. In the facts and circumstances of the case, the present petition is disposed of directing the court concerned to decide the aforesaid case/suit strictly in accordance with law unless there is no legal impediment.
6. It is made clear that the court below will not grant any unnecessary adjournment.

Order Date :- 6.11.2023

Pramod Tripathi