

Court No. - 47

Case :- WRIT - C No. - 38743 of 2023

Petitioner :- Ram Asray

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

Counsel for Petitioner :- Dinesh Kumar Singh

Counsel for Respondent :- C.S.C.

Hon'ble Manish Kumar Nigam,J.

1. Heard learned counsel for the parties and perused the record.
2. The instant petition has been filed praying for a mandamus directing respondent No.2 to get demarcation and Hadbandi of Plot No.301 forthwith.
3. Learned counsel for the petitioner is permitted to implead Board of Revenue, Prayagraj, as a party respondent in the array of parties.
4. Contention of learned counsel for the petitioner is that an order u/s 24 of the U.P. Revenue Code, 2006 has been passed in favour of the petitioner. It has been informed by learned counsel for the petitioner that against the said order, an appeal was filed by respondents No.3 to 5 and the same has been dismissed, against which, a revision has been filed being Revision No.655/2023 before the Board of Revenue, in which initially, the interim order was granted, however, the same was never extended.
5. Learned Standing Counsel has opposed the prayer on the ground that since the revision is pending before Board of Revenue, Prayagraj, it would be in the interest of justice that the same may be decided, in accordance with law.
6. In view of the above, this Court is not inclined to interfere with the matter.
7. Accordingly, the writ petition stands **disposed of** with direction to the concerned authority/respondent No.6 - Board of Revenue, Prayagraj to consider and decide the aforesaid revision, in accordance with law, expeditiously, preferably within a period of two months from the date of certified copy

of this order after providing opportunity of hearing to all the concerned parties provided there is no other legal impediment.

Order Date :- 8.11.2023
Rishabh

[Manish Kumar Nigam, J.]