

Court No. - 51

Case :- WRIT - C No. - 39166 of 2023

Petitioner :- Raj Kishor

Respondent :- State Of U.P. And 11 Others

Counsel for Petitioner :- Dhiraj Singh

Counsel for Respondent :- C.S.C.

Hon'ble Chandra Kumar Rai,J.

1. Heard Counsel for the petitioner and learned Standing Counsel for State-respondents.
2. The instant writ petition has been filed praying for a mandamus directing respondent No.2, Sub Divisional Officer Barhaj, District Deoria to decide the partition suit No. T202305200402356 (Ram Prasad Vs. Rambriksha and Others) under Section 116 of U.P. Revenue Code, 2006 within stipulated period.
3. Counsel for the petitioner submitted that the aforesaid partition suit is pending before respondent no.2 since 2011 for adjudication.
4. Certified copy of the order sheet has been annexed as Annexure No.6 the writ petition in order to demonstrate that the case is not proceeding expeditiously.
5. Considering the facts and circumstances of the case, without expressing any opinion on the merits of the issue, the present petition stands **disposed of** finally with a direction to respondent No.2, Sub Divisional Officer Barhaj, District Deoria to consider and decide the aforementioned partition suit in accordance with law expeditiously and preferably within a period of **four months** from the date of production of certified copy of this order after giving opportunity of hearing to the parties concerned and without granting unnecessary adjournments to either of the parties.

Order Date :- 9.11.2023

Vandana Y.