

Court No. - 81

Case :- APPLICATION U/S 483 No. - 1388 of 2023

Applicant :- Smt. Firozi Begum

Opposite Party :- State of U.P. and Another

Counsel for Applicant :- Ajai Mani Tiwari

Counsel for Opposite Party :- G.A.

Hon'ble Prashant Kumar,J.

1. Heard learned counsel for the applicant and learned A.G.A. for the State.

2. By means of the present application under Section 483 Cr.P.C., the applicant has sought for a suitable direction to the learned court below to consider and decide the Case No.3925 of 2018 (Old Case No.10/2013), Computer Case No.T201818340103925 (Khachar Khan Vs. Smt. Firozi Begum), under Section 145/146 Cr.P.C., P.S. Hathrash Junction, District Hathras, pending before Sub-Divisional Magistrate, Judicial, Hathras within time stipulated by this Court.

3. It is submitted by learned counsel for the applicant that the opposite party no.2 has filed an application (3A/3), under Section 145/146 Cr.P.C. before the Sub-Divisional Magistrate on 13.07.2012 regarding a dispute arising between the parties with a prayer to attach the property in dispute and appoint a receiver till the conclusion of suit pending before Tehsildar, which has yet not been decided. He further submits that a direction may be issued to the concerned Court to decide the same within specific time.

4. No useful purpose would be served in keeping the application pending, which is finally ***disposed off*** with a direction to court below to consider and decide the aforesaid case expeditiously, in accordance with law, preferably within a period of six months from the date of presentation of certified copy of this order, if there is no other legal impediment.

Order Date :- 1.12.2023

S.P.