

Court No. - 51

Case :- WRIT - C No. - 40637 of 2023

Petitioner :- Chhatrapal

Respondent :- The State Of U.P. And 10 Others

Counsel for Petitioner :- Rajesh Kumar Verma

Counsel for Respondent :- CSC

Hon'ble Chandra Kumar Rai,J.

1. The instant petition has been filed for mandamus directing the respondent no. 2 i.e. Additional Commissioner (Judicial) Bareilly, Division Bareilly, to decide the Appeal No. 986 of 2023 (Computer Case No. C202312000000986) (Omkar & Others Vs. State of U.P. & Others), under Section 331 (3) of U.P. Z.A. & L.R. Act, within stipulated period.

2. In the petition it is mentioned that against the order passed in the partition suit appeal under section 331(3) of U.P.Z.A. & L.R. Act filed by respondent no. 4 to 11 is pending before respondent no. 2 since July, 2023. The certified copy of the order-sheet has been annexed as Annexure No. 7 to the writ petition.

3. Considering the fact and circumstances, respondent no. 2 i.e. Additional Commissioner (Judicial) Bareilly, Division Bareilly is directed to decide the aforementioned appeal on merits after giving an opportunity of hearing to the parties in accordance with law expeditiously preferably within a period of six months from the date of production of certified copy of this order before him.

4. Accordingly, the writ petition is finally **disposed of**.

Order Date :- 4.12.2023

Vibha