

Court No. - 52

Case :- WRIT - C No. - 40767 of 2023

Petitioner :- Shahfaisal

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Rajiv Kumar Mishra

Counsel for Respondent :- C.S.C.

Hon'ble Saurabh Srivastava,J.

1. Heard Sri Rajiv Kumar Mishra, learned counsel for petitioner and learned Standing Counsel for the State-respondents.

2. Present writ petition has been filed seeking a direction in the nature of mandamus to be issued in favour of the respondent no.2 to decide stay application filed in Appeal No. 145/A, Computerized Case No. C202315000000914, (Shah Faizal and others vs. Jasmeeda & others), under Section 207 of U.P. Revenue Code, 2006 expeditiously.

3. Learned counsel for petitioner submits that grievance of petitioner would sufficiently be met in case only the stay application filed in Appeal No. 145/A, Computerized Case No. C202315000000914, (Shah Faizal and others vs. Jasmeeda & others) is considered and decided in a time bound manner by respondent no. 2.

4. Learned Standing Counsel submits that no useful purpose would be served in keeping the writ petition pending and an appropriate direction may be issued to respondent no.2 to consider the grievance of the petitioner.

5. Be that as it may, without entering into the merits of the case as well as if there is no other legal impediment available, the respondent no.2 is hereby directed to consider and decide only the stay application filed in Appeal No. 145/A, Computerized Case No. C202315000000914, (Shah Faizal and others vs. Jasmeeda & others), under Section 207 of U.P. Revenue Code, 2006, as expeditiously as possible, preferably within a period of one month from the date of production of certified copy of this order, after affording proper opportunity

of hearing to all the parties. However, it is made clear that nothing has been finalised of this matter.

6. With the aforesaid directions, the writ petition stands **disposed of**.

Order Date :- 28.11.2023

Shaswat