

Court No. - 47

Case :- WRIT - C No. - 41180 of 2023

Petitioner :- Dileep Kumar

Respondent :- State Of U.P. And 9 Others

Counsel for Petitioner :- Arvind Kumar Maurya, Jagdish Singh Maurya

Counsel for Respondent :- C.S.C., Azad Rai

Hon'ble Manish Kumar Nigam, J.

1. Heard learned counsel for the petitioner, learned Standing Counsel for the State and perused the record.
2. The instant writ petition has been filed praying for a mandamus directing respondent No. 2 to decide the Restoration Application dated 25.05.2016 filed by the petitioner in Case No. 608/13/116/20/225 Computerized Case No. T20080232103 (Lalta Prasad and others Vs. Salik Ram and others) under Section 229B of the U.P.Z.A.&L.R. Act, within stipulated period.
3. Learned counsel for the petitioner states that against the orders dated 14.05.2015 and 29.07.2015 passed by respondent No. 2, petitioner has filed a restoration application dated 25.05.2016 and same is pending since then before respondent No. 2 for adjudication. He prayed that the same may be decided, expeditiously.
4. From perusal of the order sheet, annexed as Annexure No. 3 to the writ petition, it appears that several dates have been fixed by the Court concerned, however, till date, the aforesaid case has not been decided.
5. No useful purpose would be served in keeping this petition pending.
6. Considering the facts and circumstances of the case, without expressing any opinion on the merits of the case, the present petition stands **disposed of** finally with a direction to respondent No. 2- Sub Divisional Magistrate, Tahsil- Phoolpur, District- Prayagraj to consider and decide the aforementioned case, in accordance with law, expeditiously, preferably within a period of three months from the date of production of a certified copy of this order after giving opportunity of hearing to the parties concerned and without granting unnecessary adjournments to either of the parties provided that there is no other legal impediment.

Order Date :- 30.11.2023

Nitika Sri.

(Manish Kumar Nigam, J.)

