

Court No. - 47

Case :- WRIT - C No. - 41076 of 2023

Petitioner :- Awadh Narayan

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

Counsel for Petitioner :- Abhishek Srivastava, Satyadev Singh Chauhan

Counsel for Respondent :- C.S.C.

Hon'ble Manish Kumar Nigam, J.

1. Case called in the revised list. Nobody appears on behalf of petitioner.
2. Heard learned Standing Counsel for the State and perused the record.
3. The instant writ petition has been filed for following relief:

"i. Issue a writ, order or direction in the nature of Mandamus directing the S.D.M. Tehsil Chunar, District Mirzapur to decide application under Section: 116 Uttar Pradesh Revenue Code-2006, Case Number: 12316/2021 Avadh Narayan vs. Lakshmi Shankar and others within stipulated period, and restraining Respondent No. 4 from obstructing access to plaintiff's land."

4. From perusal of the order sheet, annexed as Annexure No. 2 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/S.D.M. Tehsil Chunar, District Mirzapur to consider and decide the aforementioned case, in accordance with law, expeditiously, preferably within a period of **six 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 :- 5.12.2023

Ved Prakash

(Manish Kumar Nigam, J.)