

Court No. - 47

Case :- WRIT - C No. - 41257 of 2023

Petitioner :- Kanhaiya Ji Pandey

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

Counsel for Petitioner :- Anup Dhar Dubey

Counsel for Respondent :- CSC

Hon'ble Manish Kumar Nigam,J.

1. Heard learned counsel for the parties and perused the record.
2. The instant writ petition has been filed praying for a mandamus directing respondent No.3 - Sub Divisional Magistrate, Tehsil - Chunar, District - Mirzapur, to decide the Restoration application dated 22.1.2020 u/s 33/38 of U.P. Revenue Code, 2006 in Case No.14/T20151653042071/18 of 2013, Gopalji Pandey vs. State of U.P., within stipulated period.
3. Learned counsel for the petitioner submitted that the aforesaid restoration application is pending for adjudication. He prayed that the same may be decided expeditiously.
4. No useful purpose would be served in keeping this petition pending.
5. 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.3 - Sub Divisional Magistrate, Tehsil - Chunar, District - Mirzapur, to consider and decide the aforesaid application, 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 there is no other legal impediment.

Order Date :- 30.11.2023

Rishabh

[Manish Kumar Nigam, J.]