

Court No. - 51

Case :- PUBLIC INTEREST LITIGATION (PIL) No. - 2849 of 2023

Petitioner :- Maseet Ahmad

Respondent :- State Of U.P. And 2 Others

Counsel for Petitioner :- Raj Kumar Srivastava, Shiv Poojan

Counsel for Respondent :- C.S.C., Hari Narayan Singh

Hon'ble Chandra Kumar Rai, J.

1. Heard Mr. Shiv Poojan, learned counsel for the petitioner, Mr. Rajesh Kumar Dwivedi, learned State Law Officer and Mr. Hari Narayan Singh, learned counsel for respondent no. 3, Gaon Sabha.

2. The instant Public Interest Litigation has been filed for mandamus directing the respondent no. 2, Tehsildar Judicial Tehsil and District Auraiya to decide the Suit No. 3948 of 2023 Computerized Case No. T202303050103948 (Gaon Sabha Vs. Ankit Dubey) under Section 67 U.P. Revenue Code- 2006 as per Government Order dated 18.09.2018 passed by U.P. Government at Lucknow, within stipulated period.

3. Learned counsel for the petitioner submitted that aforementioned proceeding in respect to the plot which is recorded as *Kabristan* is pending before the respondent no. 2 since 18.09.2018. He further placed the copy of the ordersheet which has been annexed as Annexure No. 2 to the writ petition in order to demonstrate that matter is not proceeding expeditiously.

4. Without expressing any opinion on merits of the case and keeping in view of the facts and circumstances, respondent no. 2 is directed to decide the aforementioned case on merits after giving an opportunity of hearing to the parties in accordance with law expeditiously preferably within a period of **three months** from the date of production of certified copy of this order before him.

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

Order Date :- 12.12.2023

Anjali