

Court No. - 18

Case :- WRIT - B No. - 362 of 2013

Petitioner :- Rushtam Beg

Respondent :- Deputy Dir.Consolidation Faizabad/Ambedkar Nagar And Ors.

Counsel for Petitioner :- Dr.R.S.Pande,Ankit Pande

Counsel for Respondent :- C.S.C.,G.S.Verma,R.N.Gupta

Hon'ble Shree Prakash Singh,J.

1. Heard Sri Ankit Pandey, learned counsel for the petitioner, Sri Balak Ram Verma, advocate, holding brief of Sri G.S. Verma, learned counsel for respondents no. 4 to 7, Sri Hemant Pandey, learned standing counsel for the State.

2. By means of the instant petition, the petitioner has assailed the order dated 27.04.2023 passed by opposite party no. 1 and the order dated 19.11.2009 and 15.11.2002 passed by opposite party nos. 2 & 3 respectively.

3. Learned counsel appearing for the petitioner submits that the dispute arose between the parties and the private respondents regarding the Khasra no. 377 situated at villag- Meeranpur, Babhan Pura Tehsil- Tanda, District-Ambedkar Nagar. He added that the petitioner was claiming the land in question vide the registered will-deed and the respondents were claiming being the natural heirs of the tenure holder. He added that the matter went up to the several stages and ultimately the matter was decided by the revisional court against the petitioner.

4. He argued that after the aforesaid orders challenged before this Court, the parties sat together and have amicable settled their dispute out of the Court vide the settlement agreement dated 02.05.2022 which has been annexed as annexure A-1 with

the application for disposal of writ petition dated 12.06.2022. Further submits that aforesaid submission has also been accepted by the private respondent vide the affidavit dated 12.04.2023 and thus, the dispute has been settle between the parties and no further dispute with respect to the same khasra number. Therefore, submission is that the instant petition may be decided in terms of the compromise deed dated 02.05.2022.

5. Learned counsel appearing for the private respondents has also supported the version of counsel for the petitioner and submits that the parties have settled their dispute vide the compromise deed dated 02.05.2022 and there is no any dispute or grudge of the private respondents against the petitioner.

6. Learned counsel appearing for the State has no objection to the contentions aforesaid.

7. Considering the submissions of learned counsel for the parties, the instant petition is hereby **allowed**, interms of the compromise deed dated 02.05.2022 annexed as annexure-A-1 of the affidavit dated 12.06.2022.

8. Compromise deed dated 02.05.2022 shall be the part of this order.

9. Consequences shall be followed.

10. Consigned to records.

Order Date :- 11.12.2023
Mayank