

Court No. - 21

Case :- MATTERS UNDER ARTICLE 227 No. - 3213 of 2023

Petitioner :- Hari Narayan And 10 Others

Respondent :- Assistant Collector- 1st Class Tehsil Akbarpur
Ambedkar Nagar And 3 Others

Counsel for Petitioner :- Yogesh Singh

Counsel for Respondent :- C.S.C.

Hon'ble Dinesh Pathak,J.

Heard learned counsel for the petitioners, learned standing counsel representing respondent No. 1 and perused the record.

Instant writ petition has been filed, *inter alia*, for the following relief:

"(i) Issue an order or direction commanding the opposite party No.1 i.e. Assistant Collector, Tehsil- Akbarpur, District-Ambedkar Nagar to decide expeditiously the Case No. 223 "Bhairodeen & others versus Manokanika & others" under section 229- B of U.P. Zamindari Abolition Act pending before him since 26.03.1985 in the interest of justice, on the basis of day-to-day hearing.

(ii) Issue any other order or direction deemed just and proper in the circumstances of the case.

(iii) Allow the petition with costs."

It is submitted by learned counsel for the petitioners that the suit for declaration is pending since March, 1985 due to non-cooperation of the defendants.

Learned Standing Counsel has no objection, in case, a direction is issued for early disposal of the case.

In this conspectus, as above, no useful purpose would be served to keep this matter pending, therefore, this Court deems it appropriate to finally dispose of the present writ petition, without making any observation on the merits of the case as mentioned in the present writ petition, with a direction to Assistant Collector, Tehsil- Akbarpur, District-Ambedkar Nagar (respondent No.1), before whom the aforementioned matter is pending disposal, to decide the same expeditiously, preferably, within a period of twelve months from the date of receipt of a certified copy of this order.

It is expected that it should be decided by a reasoned and speaking order, in accordance with law, after affording opportunity of hearing to the parties concerned without granting unnecessary adjournments to either of the parties.

With the aforesaid direction, present writ petition is disposed of.

Order Date :- 31.5.2023

Saurabh Yadav/-