

Court No. - 17

Case :- MATTERS UNDER ARTICLE 227 No. - 5157 of 2023

Petitioner :- Ramendra Pratap Singh

Respondent :- Board Of Revenue, U.P. Lucknow U.P. Thru.
Chairman And 4 Others

Counsel for Petitioner :- Akanksha

Counsel for Respondent :- C.S.C.

Hon'ble Alok Mathur, J.

1. Heard Ms. Akanksha, learned counsel for the petitioner as well as learned Standing counsel on behalf of the respondents.

2. By means of the present petition the petitioner has sought to expedite the proceedings pending before Board of Revenue, U.P. in Appeal / case No.SAPP/685/2023, computerized case No.R2023081500685 (Ramendra Pratap Singh and others Vs. State of U.P. through District Collector, Bahraich), under Section 56 (1) of Indian Stamp Act, 1899 within stipulated time.

3. It has been submitted by learned counsel for the petitioner that against the order of District Magistrate passed under Section 47 A of Indian Stamp Act, an appeal has been preferred by the petitioner before U.P Board of Revenue on 24th February, 2023. It has been alleged that the case has been listed on several dates but the Board is not proceeding in the said case. Copy of the order sheet has also been enclosed in the petition a perusal of which indicates that the case was firstly listed on 8.3.2023 on which after hearing the petitioner the appeal has been admitted and the records were summoned and the case was fixed for 24.4.2023. The order dated 24.4.2023 indicates that the matter was again heard at length and the Board of Revenue came to the conclusion that list of circle rates it seems was old and consequently directed the authorities to submit current circle rates of the said area and fixed the date for 30.5.2023. After the said date the case was listed thrice, on two dates it was adjourned and on the third date learned counsel for the petitioner himself did not appear on account of boycott of the local bar association.

4. From the aforesaid, it is clear that the appeal was preferred in the month of February, 2023 and slightly more than seven months have elapsed. Order sheet also indicates that the matter has been heard on two occasions. There is no extraordinary circumstance indicated by the petitioner so as to exercise the

powers of Article 227 of the Constitution in the present case.

5. In view of the above, no ground for interference is made out in the present petition which is accordingly **dismissed**.

(Alok Mathur, J.)

Order Date :- 11.10.2023
RKM.