

Court No. - 18

Case :- MATTERS UNDER ARTICLE 227 No. - 5131 of 2023

Petitioner :- Ram Chandra

Respondent :- Up Ziladhikari, Tehsil Sohawal, Ayodhya And
17 Others

Counsel for Petitioner :- Ajay Kumar Pandey

Counsel for Respondent :- C.S.C.,Mohan Singh

Hon'ble Saurabh Lavania,J.

Heard learned counsel for the parties.

In view of order proposed to be passed, issuance of notice to the private-respondents is hereby dispensed with.

By means of this petition, the petitioner seeks expeditious disposal of application dated 08.10.2021 filed in Case No. 495/369/458, Computerized Case No. T201804230204372 (Ram Chandra and another vs. Bhagirathi and others), filed under Section 116 of U.P. Revenue Code, 2006, which is pending before the respondent No. 1/Up Ziladhikari, Tehsil Sohawal, District Ayodhya .

With regard to the main relief sought in this petition, the submission of petitioner's counsel is that the petitioner is a senior citizen aged about 64 years and in the suit instituted for division of holdings under Section 116 of U.P. Revenue Code, 2006 registered as Case No. 495/369/458, Computerized Case No. T201804230204372 (Ram Chandra and another vs. Bhagirathi and others), the final order was passed on 12.02.2021 and thereafter, an application was preferred for restoration of the case on 08.10.2021, which is pending consideration till date and on account of pendency of the same, the petitioner is suffering great hardship and mental agony. In these circumstances, indulgence of this Court is required in the matter. The prayer is to expedite the proceedings of pending application.

Learned State counsel submits that he has no objection in case an expedite order is passed.

Considering the facts and circumstances of the case, this Court is of the view that no fruitful purpose will be served in keeping this petition pending. Accordingly, this petition is disposed of with a direction to the respondent No. 1 to consider and decide

the application dated 08.10.2021 filed in Case No. 495/369/458, Computerized Case No. T201804230204372 (Ram Chandra and another vs. Bhagirathi and others) most expeditiously after affording full opportunity of hearing to the parties to the litigation and without granting any adjournment to either party preferably within a period of three months from the next date fixed in the case, if possible and if there is no other legal impediment in this regard.

It is made clear that the Court has not examined the case of either party on merits and the Authority concerned shall be free to decide the matter strictly in accordance with law.

With the aforesaid, the petition is ***disposed of***.

Order Date :- 11.10.2023

Arun/-