

Court No. - 18

Case :- MATTERS UNDER ARTICLE 227 No. - 5160 of 2023

Petitioner :- Rajeev Yadav

Respondent :- State Of U.P. Thru. District Magistrate, Pratapgarh And 5 Others

Counsel for Petitioner :- Dinesh Kumar

Counsel for Respondent :- C.S.C., Pankaj Gupta

Hon'ble Saurabh Lavania, J.

1. Heard.
2. In view of the order proposed to be passed by this Court, notice to the private-respondent(s) is dispensed with.
3. Notices on behalf of opposite party Nos.1 to 4 has been accepted by the Office of learned Chief Standing Counsel and notice on behalf of Gram Sabha has been accepted by Sri Pankaj Gupta, Advocate.
4. Present petition has been filed for the following main relief:-

"i. Issue a order or direction in the nature of mandamus commanding the opposite party No.4 to decide the Case No.4320/2022, Computerized Case No. T. 202202570204320, Village Panchayat Vs. Rampal under Section 67 of U.P. Revenue Code, 2006 pending before Tehsildar (Judicial), Tehsil Lalganj, District- Pratapgarh expeditiously preferably within a stipulated time fixed by this Hon'ble Court."

5. Taking note of the fact as indicated in the present petition that the case, in issue, was instituted under Section 67 of U.P. Revenue Code, 2006 in the year 2022 and the Rule 67(6) of the U.P. Revenue Code Rules, 2016 made under U.P. Revenue Code, 2006 says that the proceedings instituted under Section 67 of the Code of 2006 should be decided within a period of 90 days, this Court is of the opinion that no gainful purpose will be served in keeping the present petition pending. Accordingly, the present petition is **disposed of** with direction to respondent No.4-Tehsildar (Judicial), Tehsil- Lalganj, District-Pratapgarh to consider and decide the Case No.4320/2022, most expeditiously, after affording full opportunity of hearing to the parties, but without granting any unnecessary adjournment to either of the parties preferably within a period of three months from the next date fixed in the case, if there is no other legal impediment.

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

Order Date :- 12.10.2023/Mohit Singh/-