

Court No. - 18

Case :- MATTERS UNDER ARTICLE 227 No. - 5206 of 2023

Petitioner :- Devendra Kumar Singh

Respondent :- Addil. Commissioner Lko. Divison, Lko. And 2 Others

Counsel for Petitioner :- M.Usman Siddiqui

Counsel for Respondent :- C.S.C.

Hon'ble Saurabh Lavania,J.

Heard.

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

The present petition has been filed for the following main reliefs:-

"(I) A writ, order or direction in nature of mandamus commanding and directing to O.P. No.1 to decide the said revision no. 01518/2018 under section 219 U.P. Land revenue act, namely Praveen Kumar Singh and others vs. Devendra Kumar Singh and others expeditiously on merit of case.

(II) A writ, order or direction in nature of mandamus commanding and directing Opp. party No.1 to expedite the matter to protect the torture and harassment of the petitioner."

It is stated that as per para **458(2) of U.P. Revenue Court Manual**, an appeal or revision should preferably be decided within a period of six months. However, in the instant case, the revision is pending since 2018 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 case.

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/Additional Commissioner, Lucknow Division, Lucknow to consider and decide the Revision no. 01518/2018 (Praveen Kumar Singh and others vs. Devendra Kumar Singh 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 six 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 :- 13.10.2023

Jyoti/-