

Court No. - 18

Case :- MATTERS UNDER ARTICLE 227 No. - 5275 of 2023

Petitioner :- Aaryan Singh

Respondent :- State Of U.P. Thru. Prin. Secy. Revenue, Lko. And 2 Others

Counsel for Petitioner :- Ashutosh Dhar Dubey

Counsel for Respondent :- C.S.C.

Hon'ble Saurabh Lavania,J.

Heard.

In view of the order proposed to be passed by this Court, notice to the private-respondents is dispensed with.

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

"i. suitable direction commanding the opposite party no. 2/ Tehsildar, Tehsil Milkpur, District Aayodhya, to decide the Recall application moved by the petitioner on 04.12.2020, seeking recall of order dated 16.10.2020, passed in Mutation Case No. 04863 of 2020 Computerized Case no. T-202004230404863, U/s- 34 U.P. Revenue Code, titled as Aaryan Singh Versus Brij Mohan Singh, pending before him, within specific time frame as court may deem fit just and proper;"

With regard to prayer sought, the submission of learned Counsel for the petitioner is to the effect that mutation case no. 04863/2020, Computerized Case no. T-202004230404863 (Aaryan Singh Versus Brij Mohan Singh) was dismissed on 16.10.2020 and thereafter the petitioner preferred an application on 04.12.2020 for recall of order dated 16.10.2020, which is pending till date. As such indulgence of this Court is required. Prayer is to direct the respondent no.2 to decide the restoration application within time stipulated.

Taking note of the aforesaid, the present petition is disposed of with direction to respondent No.-2, to consider and decide the pending application in mutation case no. 04863/2020, Computerized Case no. T-202004230404863 (Aaryan Singh Versus Brij Mohan Singh), most expeditiously, after affording full opportunity of hearing to the parties, but without granting any unnecessary adjournment, preferably within a period of three months from the next date fixed before it, if there is no other legal impediment in this regard.

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.

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

Order Date :- 16.10.2023

Jyoti/-