

Court No. - 18

Case :- MATTERS UNDER ARTICLE 227 No. - 5313 of 2023

Petitioner :- Jhaghru And 2 Others

Respondent :- Deputy Director Of Consolidation/ A. D.M.
Bahraich And Others

Counsel for Petitioner :- Dinesh Chandra Tewari

Counsel for Respondent :- C.S.C.

Hon'ble Saurabh Lavania,J.

Heard.

Present petition has been filed for the following main relief:-

"(I) Pass an order thereby directing the opposite party no.1 to decide the stay application filed by the petitioners in revision no.317/23 u/sec 48 of U.P Consolidation of Holding Act, Jhaghru and another vs Yagya Ram and others, pending in the court of DDC/ Additional District Magistrate, in the interest of justice."

It is submitted that on the dates fixed no effective order could be passed on the Application for Stay preferred by the petitioners for the reasons beyond control and on account of pendency of Stay Application filed along with Revision No. 0317 of 2023, in issue, in which next date fixed was 20.09.2023, the petitioner is suffering great hardship. In these circumstances, indulgence of this Court is required.

Considering the aforesaid, without entering into the merits of the case, the petition is disposed of with the direction to opposite party No.1-Deputy Director of Consolidation/Additional District Magistrate, Bahraich, to consider and decide the Stay Application filed along with Revision No. 0317 of 2023 on the next date fixed and if not possible, then, within a period of three months from the next date fixed in the case after providing proper opportunity of hearing to the parties, if there is no other legal impediment in this regard. For conducting the proceedings in the time specified, unnecessary adjournments shall be avoided.

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

Order Date :- 17.10.2023

Vinay/-