

Court No. - 18

Case :- MATTERS UNDER ARTICLE 227 No. - 5433 of 2023

Petitioner :- Dhanpata And 2others

Respondent :- Deputy Director Of Consolidation, Amethi And 2 Others

Counsel for Petitioner :- Surendra Pratap Singh,Rajendra Pratap Singh

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

Hon'ble Saurabh Lavania,J.

Heard.

In view of order proposed to be passed, issuance of notice to the private-respondent(s) is hereby dispensed with.

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

"Wherefore, it is most humbly and respectfully prayed that this Hon'ble Court may graciously be pleased to direct opposite party No.1 to decide the application for restoration/recall of order dated 2.9.2011 moved on 8.9.2011, as contained in Annexure No.5 to the petition as well as application for substitution moved in the year 2019 contained in Annexure No.6, as early as possible preferably within a time as this Hon'ble Court may specify, to meet the ends of justice."

Considering the facts of the case as indicated in the present petition as also that the application for recall of the order dated 02.09.2011 to restore the revision to its original number preferred on 08.09.2011 has not been disposed of till date as also that the application for substitution preferred by the petitioners in the year 2019 has not been disposed of till date, 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-Deputy Director of Consolidation, District-Amethi to consider and decide Application(s), in issue, most expeditiously, within a period of four months from the next date fixed, after affording full opportunity of hearing to the parties to the litigation and without granting any adjournment to either party, if possible and if there is no other legal impediment.

It is made clear that this 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 :- 19.10.2023/Vinay/-