

Court No. - 3

Case :- WRIT - C No. - 9899 of 2023

Petitioner :- Kalloo Ram Alias Kalloo

Respondent :- State Of U.P. Thru. Prin. Secy. Revenue Civil Sectr. Lko.
And Others

Counsel for Petitioner :- Paltoo Ram Gupta

Counsel for Respondent :- C.S.C., Dilip Kumar Pandey

Hon'ble Vivek Chaudhary, J.

Hon'ble Manish Kumar, J.

Heard learned counsel for the petitioner and learned Standing Counsel for the respondents.

Present writ petition has been filed with the following main relief:-

" Issue a writ, order or direction in the nature of mandamus commanding opposite party no. 2 to decide the pending application dated 04.08.2016, 06.07.2017, 22.07.2019, 08.07.2021, 10.08.2022 and 09.10.2023 as contained in Anneuxre no. 2 to 8 of writ petition for renewal of Harit Patta as annexed to Annexure no. 1 to the writ petition which allotted in the name of petitioner so the renewal of Harit Patta for 30 years next under condition 18 of Gazette dated 13.08.1986 under Section 133 Ka of U.P.Z.A. Act, 1950.

Learned counsel for the petitioner petitioner states that clause 18 of the said notification specifically provides that after the period of 30 years, the same can only be extended as per requirement on an application being allowed. He submits that he has filed an application for the same but the same is pending.

Learned counsel for petitioner submits that grievance of petitioner would be substantially met in case application of petitioner for the said purposes is considered and decided in a time bound manner.

Learned counsel for respondents has no objection to the same.

Without entering into merits of the case, the petitioner is permitted to make an application before the respondent no.3/the Sub Divisional Magistrate-Mohanlalganj, District Lucknow, raising all his grievance, annexing therewith a copy of this writ petition along with annexures and all the documents in support of his claim within a period of two weeks from today along with a certified copy of this order.

In case such a application is moved by petitioner, respondent no.4, shall consider and decide the same in accordance with law after hearing all the concerned parties, if there is no legal impediment, by a reasoned and speaking order within a period of two months from the date a certified copy of this order along with application is placed before him.

With the aforesaid directions, present writ petition is disposed of.

(Manish Kumar,J) (Vivek Chaudhary,J)

Order Date :- 8.11.2023

Ashish