

Court No. - 17

Case :- WRIT - A No. - 8583 of 2023

Petitioner :- Aashi Khan

Respondent :- State Of U.P. Thru. Secy., Home Deptt.,
Lucknow And Others

Counsel for Petitioner :- Gitanjali Nayak, Salil
Tripathi, Yogendra Kumar Singh

Counsel for Respondent :- C.S.C.

Hon'ble Alok Mathur, J.

1. Heard Ms. Gitanjali Nayak, learned counsel for the petitioner as well as learned Standing counsel for the respondents.
2. Supplementary affidavit filed today in the Court is taken on record.
3. By means of the present writ petition the order dated 16.10.2023 passed by Additional District Magistrate City (East), Lucknow in case No.2968 of 2023 (Smt. Ankita Ahluwalia Vs. Smt. Aashi Khan) has been challenged whereby the petitioner has been directed to be evicted from the property situated at 46/30 (now 46/023) situated at Bhopal House, T.N.Road, Lalbagh, Lucknow.
4. It has been submitted that against the order passed by the Prescribed Authority the petitioners have preferred an appeal in the court of District Judge, Lucknow which was listed on 16.10.2023, 31.10.2023. 2.11.2023 in which certain defects have been pointed out and the petitioners have been directed to removed from the said defects. It is further stated that the said appeal was filed along with an application for interim relief which has not been heard till date and the order of the Prescribed Authority on the other hand is being sought to be executed and the petitioner may be evicted from the disputed property. In the aforesaid circumstances prayer has been made for expeditious disposal of the application for interim relief.
5. In view of the above, District Judge, Lucknow is directed to consider the application for interim relief filed by the petitioner and decide the same on the next date fixed or within next two dates in case there is no other legal impediment.
6. The petitioner undertakes to cooperate and appear on each

date fixed and shall not seek unnecessary adjournment.

7. With aforesaid observations the petition stands **disposed off**.

(Alok Mathur, J.)

Order Date :- 7.11.2023
RKM.