

Court No. - 18

Case :- MATTERS UNDER ARTICLE 227 No. - 5678 of 2023

Petitioner :- Raj Kumar Singh

Respondent :- Civil Judge (J.D.) Pratapgarh And Another

Counsel for Petitioner :- Sumit Kumar Srivastava

Hon'ble Saurabh Lavania,J.

Learned counsel for the petitioner stated that necessary parties could not be impleaded inadvertently and he may be permitted to implead the same in the array of the parties during course of the day. The prayer is acceded.

Counsel for petitioner is permitted to implead the necessary parties during the course of day.

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 reliefs:-

"Direct the opposite party No. 1 i.e. court of learned Civil Judge (Junior Division), Pratapgarh to decide the Regular Suit No. 649/2013 (Ravindra Kumar Singh Versus Raj Kumar Singh and others) which is pending before him since 23.05.2013 within a period as stipulated by this Hon'ble Court, in the interest of justice."

Considering the fact, as stated, that the case, indicated in the prayer clause, was instituted in the year 2013 and the same is at the stage of evidence, the present petition is disposed of with a direction to respondent No.1- Civil Judge (J.D.) Pratapgarh to decide the case, in issue, most expeditiously, after affording full opportunity of hearing to the parties to the litigation and without granting any unnecessary adjournment to either party preferably within a period of one year from the next date fixed in the case, if possible and if there is no other legal impediment in this regard.

The benefit of the order would be available to the petitioner if he would appear on the each date fixed in the case.

It is made clear that the Court has not examined the case of either of the parties on merits and the authority/court concerned shall be free to decide the matter strictly in accordance with law.

Order Date :- 7.11.2023/Mohit Singh/-