

Court No. - 18

Case :- MATTERS UNDER ARTICLE 227 No. - 5720 of 2023

Petitioner :- Smt. Kesh Kumari

Respondent :- State Of U.P. Thru. Prin. Secy. Revenue Lko. And 2 Others

Counsel for Petitioner :- Kaushal Kishore

Counsel for Respondent :- C.S.C.

Hon'ble Saurabh Lavania,J.

Heard learned counsel for the parties.

In view of order proposed to be passed, issuance of notice to the private-respondents is hereby dispensed with.

By means of this petition, the petitioner has sought the following main relief:-

"Wherefore, it is most respectfully prayed that this Hon'ble court may kindly be pleased to direct the opp. party no.2/ Tehsildar, Tehsil Jaysinghpur District- Sultanpur (opp. party No.2) to decide case No. T2017046850072684 titled as Smt Kesh Kumari Vs. Ram Dulari U/S 34 U.P. Revenue Code 2006, relating to village-Ajippur, Pargana Barausa, Tehsil Jaysinghpur, District Sultanpur, expeditiously within the stipulated time as provided by this Hon'ble court in the interest of justice."

Considering the facts, as indicated, which are to the effect that mutation case was instituted in the month of September, 2017 and the same was dismissed for want of prosecution on 14.07.2022 and thereafter, an application for restoration was preferred and the same is pending consideration, the present petition is disposed of with a direction to the respondent No.2 to consider and decide the pending proceedings most expeditiously after affording full opportunity of hearing to the parties to the litigation and without granting any adjournment to either party preferably within a period of four months from the next date fixed in the case, if there is no other legal impediment in this regard.

It is made clear that the 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 :- 7.11.2023

Arun/-