

Court No. - 18

Case :- MATTERS UNDER ARTICLE 227 No. - 5716 of 2023

Petitioner :- Shyam Rang Singh And 6 Others

Respondent :- Board Of Revenue Thru Its Secy And 9 Others

Counsel for Petitioner :- Ram Prakash Singh

Counsel for Respondent :- C.S.C.

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 respectfully prayed that this Hon'ble Court may kindly be pleased to direct the opposite party no. 1 to decide the revision no. 2596 of 2021 under section 210 Uttar Pradesh Revenue Code, 2006 and also decide the stay vacation application filed by the petitioners on 15.07.2022, related to Village Kotha, Paragana Nawabganj, Tehsil - Tarabganj, District - Gonda (Sunil Singh and others Versus Shyam Rang Singh & others), expeditiously within stipulated time."

It is stated that as per Para 458(2) of U.P. Revenue Court Manual, the appeal or revision, as the case may be, should be decided preferably within a period of six months. However, in the instant case, matter is pending since 2021. In these circumstances, indulgence of this Court is required in the matter. The prayer is to expedite the proceedings of pending case.

Learned State counsel submits that he has no objection in case an expedite order is passed.

Considering the facts and circumstances of the case, 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-Board of Revenue, U.P. at Lucknow, to consider and disposed of Interim Relief Application within a period of two months

It is expected that the authority concerned shall conclude the proceedings of the case i.e. Revision No. 2596 of 2021, most

expeditiously after affording full opportunity of hearing to the parties to the litigation but without granting any unnecessary adjournment to either party preferably within a period of six months from the next date fixed in the case, if possible and if there is no other legal impediment in this regard.

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 :- 7.11.2023

Vinay/-