

Court No. - 18

Case :- WRIT - B No. - 1014 of 2023

Petitioner :- Smt. Malti Singh

Respondent :- Board Of Revenue, U.P., Lucknow Thru. Secy. And Another

Counsel for Petitioner :- Virendra Mishra, Shradha Mishra, Suyash Misra

Counsel for Respondent :- C.S.C.

Hon'ble Saurabh Lavania, J.

Heard Sri Virendra Mishra, Advocate alongwith Ms. Shradha Mishra learned counsel for the petitioner and Sri Hemant Kumar Pandey, learned State counsel appearing for the respondent No. 1.

In view of order proposed to be passed, issuance of notice to the private-respondent(s) is hereby dispensed with.

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

"I. To issue a writ, order or direction the nature of Certiorari or likewise for quashing the impugned order dated 01.08.2023 passed by the respondent no. 1 contained in Annexure 1."

At the very outset, Sri Virendra Mishra, learned counsel for the petitioner says that without entering into the merits of the order impugned dated 01.08.2023, the present petition be disposed of with a direction to respondent No. 1/Board of Revenue at Lucknow to decide the revision, in issue, after taking note of petitioner's objection against the same within the time as fixed by this Court.

The prayer aforesaid has not been opposed by learned State counsel.

In view of above, the present petition is disposed of with a direction to the respondent No.1 to consider and decide the revision, in issue, after taking note of petitioner's objection against the same and after affording full opportunity of hearing to the parties to the litigation and without granting any adjournment to either party within a maximum period of six months from the next date fixed in the case. It is for the reason that the case for mutation appears to have been instituted in the year 2008 itself.

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 :- 9.11.2023

Arun/-