Court No. - 3

Case :- WRIT - C No. - 10012 of 2023

Petitioner :- Guddi Devi
Respondent :- State Of U.P. Thru. Prin. Secy. Revenue Deptt. Civil Sectt. Lko And Another
Counsel for Petitioner :- Vivek Chandra
Counsel for Respondent :- C.S.C.

Hon'ble Vivek Chaudhary,J.
Hon'ble Manish Kumar,J.

1. Heard learned counsel for the petitioner and learned Standing Counsel for the State.

2. The claim of the petitioner has been rejected on the ground of limitation.

3. Learned counsel for the petitioner has argued that the claim of the petitioner, insofar as, the aspect of limitation is concerned, was squarely covered under the orders passed by the Hon'ble Apex Court in Suo Motu Writ Petition (C) No.3 of 2020, wherein, orders for extension of limitation period were passed from time to time. Learned counsel for the petitioner has further placed reliance upon an order passed by this Court on 16, March 2022, in Writ-C No.1591 of 2022, which according to him applies to the given facts and circumstances of the case, at hand.

4. Learned Standing Counsel does not have any objection, insofar as, the similarity of the issue on such an aspect of the matter is concerned.

5. Taking the submissions into consideration, we, accordingly set-aside, the impugned order passed by the authority concerned.

6. The matter is remanded back for fresh consideration treating the application of the petitioner to have been filed within the period of limitation under the scheme.

7. It is expected that the authority concerned shall consider and decide the application of petitioner within a period of two months from the date of production of certified copy of this order before it.

8. The writ petition, is accordingly, disposed of.

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[Manish Kumar,J.] [Vivek Chaudhary,J.]

Order Date :- 9.11.2023
S. Kumar

Digitally signed by :-
SANTOSH KUMAR
High Court of Judicature at Allahabad,
Lucknow Bench