

Court No. - 18

Case :- MATTERS UNDER ARTICLE 227 No. - 5912 of 2023

Petitioner :- Ram Ashre @ Ram Ashre Maurya

Respondent :- State Of U.P. Thru. District Magistrate/
Collector, Raebareli And Others

Counsel for Petitioner :- Virendra Kumar Dubey

Counsel for Respondent :- C.S.C., Dilip Kumar Pandey

Hon'ble Shree Prakash Singh, J.

Heard learned counsel for the petitioner, the learned Standing Counsel and Sri Dilip Kumar Pandey, learned counsel for Gaon Sabha.

The instant petition has been filed with the following relief:-

This Hon'ble Court may kindly be pleased to direct the opposite party no. 2 to decide the application for maintainability of case pending in Case No. 28 of 2022, under Section 144 of the U.P. Revenue Code, 2006, Village- Rojhaiyan Gokulpur, Pargana-Dalmau, Tehsil Unchahar, District Raebareli, expeditiously within a stipulated period of time as may be fixed by this Court.

The learned counsel appearing for the petitioner submits that the matter is pending since 2023 and the same has still not been decided. He added that the interest of justice would sub-serve if this Hon'ble Court would be pleased to direct the opposite party no. 2 to decide the application for maintainability of case pending in Case No. 28 of 2022, under Section 144 of the U.P. Revenue Code, 2006, Village- Rojhaiyan Gokulpur, Pargana-Dalmau, Tehsil Unchahar, District Raebareli within a stipulated period of time as may be fixed by this Court.

The learned Standing Counsel has no objection to the contention aforesaid.

In view of the aforesaid innocuous prayer, Sub-Divisional Magistrate is hereby directed to decide the aforesaid application within a period of two months, from the date of certified copy is produced before it, in accordance with law, after affording opportunity of hearing to all the parties, if there is no legal impediment.

The aforesaid order is subject to cooperation of the petitioner.

Accordingly, the instant petition is **disposed of**.

Order Date :- 21.11.2023

Anurag