

Court No. - 18

Case :- MATTERS UNDER ARTICLE 227 No. - 6034 of 2023

Petitioner :- Ram Nevaj

Respondent :- Sub Divisional Officer, Utraula, Balrampur And Another

Counsel for Petitioner :- Yogesh Singh, Vipul Kumar Mishra

Counsel for Respondent :- C.S.C.

Hon'ble Shree Prakash Singh, J.

1. Heard learned counsel for the petitioner, learned Standing Counsel for the State respondent and perused the record.

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

"i) Issue an order or direction commanding the opposite party No.1, i.e. Sub Divisional Officer, Utraula, District Balrampur, to decide the case No.1/2007 under section 123 of U.P. Zamindari Abolition and Land Reforms, Act, 1950 (hereinafter referred to as Act, 1950), initiated by the mother of opposite party No.2 against the petitioner, which is pending before opposite party No.1 since 10.05.2011 when the recall application of the petitioner against exparte order dated 14.02.2007, which has been restored by the order of the opposite party No.1 vide order dated 10.05.2011 on the original case No.01/2007, in the interest of justice."

3. The learned counsel appearing for the petitioners submits that the matter is pending consideration since 2011. He added that the interest of justice would subserve if this Hon'ble Court would be pleased to direct the respondent no.1 to decide the case No.1/2007 under section 123 of U.P. Zamindari Abolition and Land Reforms, Act, 1950 within a stipulated period of time as may be fixed by this Court.

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

5. In view of the aforesaid innocuous prayer, the respondent no.1 i.e. Sub Divisional Officer, Utraula, District Balrampur, is hereby directed to decide the case No.1/2007 under section 123 of U.P. Zamindari Abolition and Land Reforms, Act, 1950 within

a period of six months, from the date a certified copy of this order is produced before it, in accordance with law, after affording an opportunity of hearing to all the parties, if there is no legal impediment.

6. The aforesaid order is subject to cooperation of the petitioners.

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

Order Date :- 13.12.2023

Mohd. Sharif