

Court No. - 6

Case :- MATTERS UNDER ARTICLE 227 No. - 6425 of 2023

Petitioner :- Noor Mohammad Khan

Respondent :- Addl. Civil Judge (Junior Division) Court No. 17, Pratapgarh And 4 Others

Counsel for Petitioner :- Bajrang Bahadur Singh

Hon'ble Rajnish Kumar,J.

Sri Bajrang Bahadur Singh, learned counsel for the petitioner submits that inadvertently and due to typographical error, he could not implead the plaintiff no.2-Jahoor Ahmad in this petition. Therefore he may be permitted to implead him as respondent no.6.

In view of above, learned counsel for the petitioner is permitted to implead plaintiff no.2-Jahoor Ahmad as respondent no.6 during course of the day.

Heard.

In view of the order proposed to be passed this Court does not deem it necessary to issue notice to respondents as their interest would be well protected by the order passed by this Court.

By means of the present petition, the petitioner has prayed for the following reliefs:-

"(i)Direct the opposite party no.1 i.e. Additional Civil Judge (Junior Division), Court No.17, Pratapgarh to decide the original Suit No.0788 of 2012(Noor Mohammad and another versus Lal Mohan and others) under section 9 of the Code of Civil Procedure, 1908 which is pending before him since 03.05.2012, as expeditious as possible or within a period as stipulated by this Hon'ble Court in the interest of justice.

(ii)Issue such order or direction, which this Hon'ble Court may deem fit and proper under the facts and circumstances of the case, in favour of the petitioner.

(iii) Allow the petition with cost."

This court on administrative side has already issued directions to the court below to obtain zero pendency of cases which are more than five years old. In view of directions already issued on administrative side, this court is not inclined to pass any further order on judicial side.

However, it is always open for the petitioner to move appropriate application before the court before which the matter

is pending for expeditious hearing showing urgency. In case any such application is moved within a period of week from today, the same shall be considered and disposed of within two weeks thereafter and endeavour shall be made to decide the Suit within a time frame.

With the aforesaid, the petition is **disposed of**.

Order Date :- 22.12.2023

Akanksha