

Court No. - 6

Case :- MATTERS UNDER ARTICLE 227 No. - 6282 of 2023

Petitioner :- Kamata Prasad

Respondent :- Civil Judge (J.D.) Court No. 13, Barabanki And 3 Others

Counsel for Petitioner :- Virendra Kumar Shukla

Hon'ble Rajnish Kumar,J.

Sri Virendra Kumar Shukla, learned counsel for the petitioner submits that the petitioner has filed Regular Suit No.853 of 2019 for cancellation of sale deed and permanent injunction but the suit has not been disposed of till date and the respondents are interfering in the possession of the petitioner because no interim injunction has been granted in favour of the petitioner. However, this cannot be a ground for direction for disposal of suit filed in the year 2019 merely on asking of the petitioner. Even otherwise, no such direction can be issued by this Court unless there are some extraordinary urgency or situation. Therefore this petition is misconceived and liable to be dismissed.

At this stage, learned counsel for the petitioners submits that a direction may be issued for direction for disposal of application for interim injunction, whereas there is no such prayer. Even otherwise, this prayer can be made before the concerned court, who may consider the same in accordance with law.

Dismissed accordingly.

Order Date :- 16.12.2023

Akanksha