

Court No. - 7

Case :- WRIT - C No. - 820 of 2024

Petitioner :- Sampurnanand @ Pooran And 2 Others

Respondent :- State Of U.P. Thru. Prin. Secy. Deptt. Of Revenue Lko. And 3 Others

Counsel for Petitioner :- Vaibhav Mishra, Tribhuvan Srivastava

Counsel for Respondent :- C.S.C., Pankaj Gupta

Hon'ble Manoj Kumar Gupta, Acting Chief Justice

Hon'ble Saurabh Lavania, J.

1. The instant petition has been filed praying for a direction to respondent No. 3 to decide the joint application of the petitioners dated 23.08.2023 wherein they had prayed for inclusion of their name in the khatauni on basis of an order of this Court dated 14.07.2023 in Writ-C No. 1000530 of 1999, (Rajendra and others vs. Addl. Commissioner Ad Faizabad and others).

2. The case of the petitioners is that they are having patta in their favour. It was cancelled in proceedings under Section 198(4) of U.P.Z.A. & L.R. Act. The revision filed against the said order was also dismissed. Thereafter, the matter travelled to this Court by way of Writ-C No. 1000530 of 1999 which was allowed by order dated 14.07.2023 and the order cancelling the lease as well as the revisional order were quashed. It was held that the proceedings initiated for cancellation of patta were barred by time. The grievance urged in the instant petition is that the name of the petitioners has not been mutated in the khatauni even after the order of this Court dated 14.07.2023.

3. Shri Pankaj Gupta, learned counsel appearing for Gaon Sabha has invited our attention towards the recent khatauni of 1426-1431 fasli. A perusal thereof reveals that the order of this Court has been duly recorded in the remark column of the khatauni. Learned counsel for Gaon Sabha states that as and when new khatauni will be prepared, the name of the petitioners would find place in Column No. 2.

4. In view of the said statement, we are of the opinion that no further direction is required to be issued in the instant petition.

5. The petition stands disposed of.

Order Date :- 29.1.2024

Mukesh Kr.

(Saurabh Lavania, J.) (Manoj Kumar Gupta, A.C.J.)