

Court No. - 7

Case :- MATTERS UNDER ARTICLE 227 No. - 6154 of 2024

Petitioner :- Rama Shankar Pandey And Another

Respondent :- Rajiv Kumar Rastogi And 2 Others

Counsel for Petitioner :- Madan Gopal Tripathi, Shivam Kumar Mishra

Hon'ble Pankaj Bhatia, J.

1. Heard learned Counsel for the petitioner.

2. The present petition has been filed with the following prayer:

"Wherefore, it is most respectfully prayed that this Hon'ble court may kindly be pleased to allow this petition with direction to the Learned Civil Judge (J.D) Gonda to decide the application under order 39 Rule 1 CPC filed by the petitioner alongwith regular suit bearing no. 2438 of 2024 namely Rama Shankar Rastogi and another Vs Rajiv Kumar Rastogi and other pending in Court of Civil Judge (J.D) Gonda within a time line as framed by this hon'ble court and till decision upon application under order 39 rule 1 CPC this hon'ble court may kindly be pleased to direct the parties to maintain status quo over the suit property i.e., Rastogi Dharamshala situated in Town area Khargupur District-Gonda as mentioned in the bottom of plaint as well as in the bottom of application under order 39 Rule 1 CPC till decision upon application under order 39 rule 1 CPC contained as Annexure no.1 to this petition."

3. It is informed by the Counsel for the petitioner that 15.01.2025 is fixed for hearing of the said application.

4. Considering the submissions made by the Counsel for the petitioner, the present writ petition is ***disposed off*** directing the court concerned to make an earnest endeavour to decide the abovesaid application on the date fixed without giving any unnecessary adjournment to any of the parties.

Order Date :- 18.12.2024

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