

THE HON'BLE SRI JUSTICE T.VINOD KUMAR

WRIT PETITION No.28079 OF 2019

O R D E R:

This writ petition is filed for a mandamus declaring the action of the 4th respondent in not passing orders either on the appeal or on the stay petition filed by the petitioner, dated 02.11.2019, against the orders passed by the Settlement Officer in Case No.4403, dated 07.07.1980, as illegal and arbitrary.

2. Heard learned counsel for the petitioner who submits that this Court in similar circumstances disposed of WP.No.36133/2017 directing the 4th respondent to pass appropriate orders in the appeal filed by the petitioner. He also submits that the petitioner along with the appeal, claims to have filed stay application and an application to condone the delay in filing the appeal. The same is not disputed by the learned Government Pleader for Tribal Welfare and Revenue.

3. In view of the same, for the reasons alike in WP.No.36133/2017, this writ petition is disposed of directing the 4th respondent to pass appropriate orders on the condone delay application filed by the petitioner herein along with the appeal, dated 02.11.2019, as expeditiously as possible, preferably within a period of three weeks from the date of receipt of a copy of this order, after giving opportunity of hearing to the petitioner herein. It is made clear that, till the said application is disposed of by the 4th

respondent, *status quo*, with regard to possession of the subject property shall be maintained.

Pending miscellaneous petitions, if any, shall stand closed in the light of this final order. No order as to costs.

JUSTICE T.VINOD KUMAR

Date: 18.12.2019
grk

