Court No. - 18

Case :- WRIT - B No. - 1171 of 2023

Petitioner :- C/M, Sri Nath Baba Education Society, Ballia Thru. Manager Awadhesh Singh And Another
Respondent :- State Of U.P. Thru. Addil. Chief Secy., Revenue Deptt., Lucknow And Others
Counsel for Petitioner :- Mahendra Bahadur Singh,Rakesh Kumar,Vikas Singh
Counsel for Respondent :- C.S.C.

Hon'ble Manish Kumar,J.

This Court had passed the following order on 19.02.2024:-

"It is informed that the petitioner's counsel is out of station on account of some personal difficulty.

Accordingly, the case is adjourned today.

List/put up this case on 26.02.2024 as fresh within top ten cases.

It is made clear that the case would not be adjourned on the next date of listing and appropriate orders including the order of dismissal of petition for want of prosecution would be passed in first call even in absence of petitioner's counsel. It is in view of earlier order of the Court in this regard."

When the matter was listed before this Court on 26.02.2024, the following order was passed:-

"On query being put as to whether in terms of Section 8A of U.P. Consolidation of Holdings Act, 1953 read with Rule 24A (2) of U.P. Consolidation of Holdings Rules 1954, a land can be allotted to a private party/institution, learned Counsel for the petitioner prays sometime to prepare the case. List on 11.03.2024 amongst top ten cases.

It is made clear that the case would not be adjourned on the next date of listing and appropriate orders including the order of dismissal of petition for want of prosecution would be passed in first call even in absence of petitioner's counsel. It is in view of earlier order of the Court in this regard"

Today, the case has been called out.

Shri Rakesh Kumar, learned counsel for the petitioner is reported to be ill whereas there are other counsels namely

Mahendra Bahadur Singh and Vikas Singh, Advocates representing the petitioners but neither they are present nor any request has been made on their behalf to adjourn the case.

In view of the aforesaid, the present petition is dismissed for want of prosecution.

Order Date :- 3.4.2024
Ashish

Digitally signed by :-
ASHISH MISHRA
High Court of Judicature at Allahabad,
Lucknow Bench