HIGH COURT OF JUDICATURE AT ALLAHABAD

WRIT - C No. - 36648 of 2026

Zahid Ali

.....Petitioner(s)

Versus

State Of U.P. And 7 Others

.....Respondent(s)

Counsel for Petitioner(s)	:	Mohammad Yaseen, Ramesh Kumar Yadav
Counsel for Respondent(s)	:	C.S.C.

Court No. - 37

HON'BLE CHANDRA KUMAR RAI, J.

1. Vakalatnama filed on behalf of wife of respondent no.8 is taken on record.

2. Heard learned Counsel for the petitioner, Mr. Dinesh Kumar Tiwari, learned Standing Counsel for the State respondents and Mr. Mohd. Imdad Siddiqui, learned Counsel for the legal heir of respondent no.8.

3. The instant writ petition has been filed for the following relief:-

" (i) Issue a writ, order or direction in the nature of mandamus directing the respondent no.2 i.e. Sub- Divisional Officer, Tehsil Phoolpur, District Prayagraj to decide the Case No.596 of 2026, New (Computerized Case T202602030218025), (Zahid Ali Ali Vs. Abdul and others) under Section 116 of U.P. Revenue Code, 2006 filed by the petitioner within stipulated period as fixed by this Hon'ble Court.

(ii) Issue a writ, order or direction in the nature of mandamus directing the private respondents not to carry construct work over the disputed arazi/property in pursuance of the order dated 08.07.2026 passed by the respondent no.2."

4. Counsel for the petitioner submitted that suit for division of holding filed on behalf of petitioner is pending before respondent no.2 since 6.7.2026 and interim injunction order dated 8.7.2026 is operating in the suit. He further submitted that private respondent nos. 3 to 8 are forcibly carrying out construction work on the disputed land, as such,

private respondents should be restrained from raising construction over the disputed land and pending suit should be decided expeditiously.

5. Learned Counsel for the private respondent as well as learned Standing Counsel opposed the writ petition and submitted that petitioner is not entitled to any relief in this matter as suit is pending for disposal before Trial Court.

6. Considering the facts and circumstances of the case, without expressing any opinion on the merits of the issue, the present petition stands **disposed of** finally with a direction to respondent No.2, Sub Divisional Officer, Tehsil Phoolpur, District Prayagraj to consider and decide the aforementioned proceeding in accordance with law expeditiously and preferably within a period of **six months** from the date of production of certified copy of this order after giving opportunity of hearing to the parties concerned and without granting unnecessary adjournments to either of the parties.

(Chandra Kumar Rai,J.)

October 23, 2026
Vandana Y.

Digitally signed by :-
VANDANA YADAV
High Court of Judicature at Allahabad