HIGH COURT OF JUDICATURE AT ALLAHABAD

WRIT - C No. - 37774 of 2026

Nandlal

.....Petitioner(s)

Versus

State Of U.P. And 5 Others

.....Respondent(s)

Counsel for Petitioner(s)	:	Anil Kumar Srivastava
Counsel for Respondent(s)	:	C.S.C.

Court No. - 37

HON'BLE CHANDRA KUMAR RAI, J.

1. Heard Shri Shiva Sahu, learned counsel holding brief of Mr. Anil Kumar Srivastava, learned counsel for the petitioner, and Mr. Dinesh Kumar Tiwari, learned Standing Counsel for the State respondents.

2. The instant petition has been filed seeking the following relief:

"i-issue a writ, order or direction in the nature of mandamus directing the respondent no. 2 to decide the stay application dated 07-08-2026 filed by petitioner in Appeal No. 2636/2026 bearing its Computerized Case No. C202614000002636 (Nandlal Vs. Sadanand) within stipulated period as fixed by this Hon'ble Court.

ii-issue a writ, order or direction in the nature of mandamus directing the parties to maintain status quo upon the land in dispute till the disposal of the stay application pending before the respondent no. 2."

3. Learned counsel for the petitioner submitted that proceedings under Section 30 of the U.P. Revenue Code, 2006 was initiated by respondent no. 3 and the same was decided in an illegal and arbitrary manner by the Additional Collector (Land/ Revenue), Ghazipur vide order dated 03.07.2026. It is further submitted that an appeal under Section 38(4) of the U.P. Revenue Code, 2006, has been filed along with an application for interim relief, which is pending before respondent no. 2, the Additional Commissioner Judicial (Second), Varanasi Mandal, Varanasi as such, respondent no. 2 may be directed to decide the pending stay application within a time-bound period.

4. Shri Dinesh Kumar Tiwari, learned Standing Counsel for the State, submitted that the order passed under Section 30 of the U.P. Revenue Code,

2006, is revisable as such, the petitioner is not entitled for any relief in the matter.

5. Considering the entire facts and circumstances of the case, without expressing any opinion on the merits of the case, the instant writ petition is finally **disposed of** with a direction to respondent no. 2 to decide the aforementioned appeal under Section 38(4) of U.P. Revenue Code, 2006 expeditiously, preferably within a period of two months from the date of production of a certified copy of this order.

October 29, 2026
Fahad

(Chandra Kumar Rai,J.)

Digitally signed by :-
FAHAD NIYAZ
High Court of Judicature at Allahabad