2026:AHC:208754

HIGH COURT OF JUDICATURE AT ALLAHABAD

MATTERS UNDER ARTICLE 227 No. - 14005 of 2026

Narendra Kumar

.....Petitioner(s)

Versus

Ashish Yadav And 21 Others

.....Respondent(s)

Counsel for Petitioner(s) : Amrendra Nath Rai, Dhananjay Kumar
Counsel for Respondent(s) :

Court No. - 9

HON'BLE ROHIT RANJAN AGARWAL, J.

1. This writ petition has been filed with the following prayers:-

> *"(a) Issue an appropriate order or direction, setting aside the impugned order dated 17.09.2026 passed by the learned In-charge District Judge / Additional District Judge (FTC-I), Prayagraj in Miscellaneous Civil Appeal No. 117 of 2026, to the extent it declined to grant ad-interim protection on the Stay Application (Paper No. 9-Ga);*
>
> *(b) Issue an appropriate order or direction commanding the parties to maintain strict STATUS-QUO on the spot with regard to the nature, character, and possession over the suit property comprising petitioner's 44 Biswa out of Gata No. 14 and Gata No. 15 (total area 50 Biswa), situated at Mauza Asadullahpur Mohammadabad (Uparhar), Pargana & Tehsil Sadar, District Prayagraj, till the final disposal of the Stay Application (Paper No. 9-Ga) by the learned Appellate Court below;*
>
> *(c) Direct the learned In-charge District Judge / Additional District Judge (FTC-I), Prayagraj to take up, hear, and decide the Stay Application (Paper No. 9-Ga) and/or Miscellaneous Civil Appeal No. 117 of 2026 positively on the date fixed, i.e., 05.10.2026, or within a time-bound period stipulated by this Hon'ble Court;"*

2. It is contended that in the suit filed by the plaintiff, an application for grant of temporary injunction was moved which was dismissed, against which, a misc. civil appeal under Order 43 Rule 1 (r) CPC has been filed

which is pending consideration. Learned counsel for petitioner states that the said appeal may be decided expeditiously.

3. As no useful purpose would be served in keeping the matter pending, the writ petition is being disposed of, at the admission stage, without calling for counter affidavit or issuing notice to private respondents, with a direction upon Court concerned to decide Misc. Civil Appeal No.117 of 2026, in accordance with law, after hearing all the affected parties, preferably within a period of one month from the date of production of certified copy of this order.

4. With the aforesaid direction, present writ petition stands **disposed of.**

5. It is made clear that this Court has not adjudicated the case on merit.

(Rohit Ranjan Agarwal,J.)

October 6, 2026
SK Goswami

Digitally signed by :-
SHIVAKANT GOSWAMI
High Court of Judicature at Allahabad