

Smt. Swati Verma vs Tahsildar, Tahsil Maharajganj, ... on 28 March, 2025

Author: Saurabh Lavania

Bench: Saurabh Lavania

HIGH COURT OF JUDICATURE AT ALLAHABAD, LUCKNOW BENCH

?Neutral Citation No. - 2025:AHC-LK0:17802

Court No. - 7

Case :- MATTERS UNDER ARTICLE 227 No. - 1701 of 2025

Petitioner :- Smt. Swati Verma

Respondent :- Tahsildar, Tahsil Maharajganj, Raibareli And Another

Counsel for Petitioner :- Bare Lal Bhartiya,Uma

Counsel for Respondent :- C.S.C.

Hon'ble Saurabh Lavania,J.

Heard.

In view of order proposed to be passed, issuance of notice to the private-respondent(s), if any, is hereby dispensed with.

The instant petition has been preferred seeking following main relief:-

"Wherefore, it is humbly prayed that this Hon'ble court may graciously be pleased to direct to Tahsildar, Tahsil Maharajganj District Raibareli to decide the case no. 6690/2024 & computerized case no. T202410580106690 (Smt. Shiv Devi versus Ashish Kumar Chaudhari) under section 34/35 of the UP Revenue Code 2006, which is pending since 2024, as expeditious as possible or within a period as stipulated by

this Hon'ble Court."

Considering the fact that the case in issue relates to mutation and as per Rule 34(7) of U.P. Revenue Code Rules, 2016 framed under the U.P. Revenue Code, 2006, the mutation proceedings, being summary in nature, ought to have been decided within 45 days, if there is no dispute and if there is dispute, then the same should preferably be decided within 90 days, this Court is of the view that no gainful purpose will be served in keeping the present petition pending.

In view of above, the present petition is disposed of with a direction to the respondent No.1/Tehsildar, Tehsil-Maharajganj, District Raebareli to consider and decide the Case No.6690/2024 (Computerized Case No.T202410580106690) (Smt. Shiv Devi versus Ashish Kumar Chaudhari), most expeditiously after affording full opportunity of hearing to the party to the litigation and without granting unnecessary adjournment to either party preferably within a period of three months from the next date fixed in the case, if there is no other legal impediment in this regard.

It is made clear that the Court has not examined the case of either party on merits and the Authority concerned shall be free to decide the matter strictly in accordance with law.

With the aforesaid, the petition is disposed of.

Order Date :- 28.3.2025/ML