

Court No. - 52

Case :- WRIT - C No. - 12985 of 2023

Petitioner :- Mahendra Prasad And 3 Others

Respondent :- State Of U.P. And 2 Others

Counsel for Petitioner :- Azizur Rahman Khan, Zia Uddin Ahmad

Counsel for Respondent :- C.S.C.

Hon'ble Kshitij Shailendra, J.

1. Heard learned counsel for the petitioners and learned Standing Counsel representing the State-respondents.

2. This petition has been filed seeking expeditious disposal of Case No. T202005810304107 (Mahendra Prasad and others Vs. State of U.P.) within a stipulated period.

3. Learned counsel for the petitioners submits that pendency of the aforesaid case is causing serious prejudice to the rights of the petitioners and therefore this Court should issue a direction for expeditious disposal of the case.

4. Learned Standing Counsel has no serious objection to the prayer made by the learned counsel for the petitioners.

5. In view of the above, having heard the learned counsel for the parties and having perused the record, this petition is **disposed of** with a direction to the Sub-Divisional Officer, Sadar, District Gorakhpur (respondent no.2) to conclude the proceedings of the aforesaid case expeditiously, preferably, within a period of **four months** from the date a certified copy of this order is produced before him, after giving full opportunity of hearing to the parties concerned.

6. In case the lawyers do not cooperate with the proceedings either on account of abstainment from work or otherwise, the court concerned shall permit personal appearance of the parties to address it on the merits of the aforesaid case. However, the authority/court concerned shall take special care of the fact that the property rights of the parties may not be adversely affected only on account of non-cooperation of the lawyers and the aforesaid matter shall be disposed of strictly in accordance with law, taking care of the statutory provisions and after making critical analysis of the material available on record.

Order Date :- 25.4.2023

AKShukla/-