2026:AHC:212681

HIGH COURT OF JUDICATURE AT ALLAHABAD

WRIT - C No. - 35924 of 2026

Vaibhav Pandey

.....Petitioner(s)

Versus

State Of U.P. And 5 Others

.....Respondent(s)

Counsel for Petitioner(s)	:	Gautam Kumar Mishra, Renu Mishra
Counsel for Respondent(s)	:	C.S.C., J.N. Maurya

Court No. - 37

HON'BLE CHANDRA KUMAR RAI, J.

1. Heard learned counsel for the petitioner, Sri Rajesh Kumar Tiwari, learned Addl. C.S.C. for the state-respondents and Sri J.N. Maurya, learned counsel for the respondent-Nagar Panchayat.

2. The instant writ petition has been filed for the following reliefs:-

> **"I. Issue a writ order or direction in the nature of certiorari to set- aside the order dated 25.07.2026 passed by the (Respondent No.2) Sub-Divisional Magistrate Sirathu, District Kaushambi.**
>
> **ii. Issue a writ order or direction in the nature of mandamus, commanding and directing the (Respondent No.2) Sub-Divisional Magistrate Sirathu, District Kaushambi to decide the Case of Appeal No-07811 of 2026 in Computerized Case No-T202602420407811 (Rajesh Kumar Pandey Versus Vaibhav Pandey and others) U/s 210 U.P. Land & Revenue Act and latest U/s 35(2) U.P. Revenue Code-2006, expeditiously without granting any unnecessary expeditiously within the time as may be fixed by this Hon'ble Court which is pending before the court of Respondent No. 2 from 23.07.2026."**

3. Counsel for the petitioner submitted that appeal under Section 35(2) of the U.P. Revenue Code, 2006 is pending before the respondent no.2/Sub Divisional Magistrate and interim order dated 25.7.2026 has been passed in appeal against the mutation order

dated 19.6.2026 passed in favour of petitioner. He further placed the orders passed in the pending appeal in order to demonstrate that the case is not proceeding expeditiously. He submitted interim order dated 25.7.2026 passed in appeal should be set aside and pending appeal should be decided expeditiously.

4. Considering the facts and circumstances of the case, without expressing any opinion on the merits of the case, this petition is disposed of with the direction to respondent no.2 to decide the aforesaid appeal to its logical conclusion, as expeditiously as possible, preferably within a period of 3 months, from the date of production of a certified copy of this order before the authority concerned, after affording proper opportunity of hearing to the parties concerned, in accordance with law.

(Chandra Kumar Rai,J.)

October 9, 2026
C.Prakash

Digitally signed by :-
CHANDRA PRAKASH
High Court of Judicature at Allahabad