

Court No. - 9

Case :- WRIT - B No. - 598 of 2019

Petitioner :- Jai Prakash

Respondent :- Deputy Director Of Consolidation, Hathras And 4 Others

Counsel for Petitioner :- Vinay Kumar Pathak

Counsel for Respondent :- C.S.C., Sanjay Kumar Dubey

Hon'ble Anjani Kumar Mishra, J.

Case called out in the revised list. None appears on behalf of the caveator respondent.

On 26.03.2019 the following order had been passed:-

As prayed by counsel for the caveator respondent put up day after tomorrow.

The adjournment has been granted to him to produce material to show that the Deputy Director of Consolidation who states in his order that spot inspection has been made by him, had in fact, prepared a spot inspection memo or not, because it is the case of the petitioner in paragraph 17 of the writ petition that no spot inspection memo is available on the record of the, case of the revisional court.

Put up day after tomorrow i.e. 28.03.2019, as fresh.

Since none has appeared on behalf of caveator respondent, neither any material has been brought on record produced to show that spot inspection memo is available on record of the proceedings before the Deputy Director of Consolidation and an allegation to the contrary has been made in paragraph 17 of the writ petition, the matter requires consideration.

Since the contesting respondent no. 2 is already represented, counter affidavit be filed by him within a period of three weeks from today.

Counsel for the petitioner will have two weeks thereafter to file rejoinder affidavit.

Notices are not being issued to other respondents because they are described as non performa in the array of parties.

The effect and operation of the impugned order dated 17.12.2018 shall remain stayed until further orders.

Order Date :- 29.3.2019/sweta