

Court No. - 7

Case :- WRIT - B No. - 653 of 2021

Petitioner :- Subhas Chand

Respondent :- Board Of Revenue And 4 Others

Counsel for Petitioner :- Sanjeev Kumar Tyagi

Counsel for Respondent :- C.S.C.,Amresh Kumar Tiwari

Hon'ble Siddhartha Varma,J.

The contention of the learned counsel for the petitioner is that the condonation of delay in filing the application under Rule 285(I) was wrongly done as the original owner of the property had himself filed a writ petition earlier. Respondents no. 3 and 4 claimed to be successors the original borrower and, therefore, knowledge to the original borrower would be knowledge to the legatees also.

Matter requires consideration.

Issue notice to the respondents no. 3 and 4. Steps be taken within a period of ten days.

The respondents no. 1 and 2 are represented by the learned Standing Counsel. The respondent no. 5 is represented by Sri Amresh Kumar Tiwari.

The respondents may file their counter affidavits within three weeks. Rejoinder affidavit, if any, may be filed within two weeks, thereafter.

List on the date indicated in the notice.

Till the next date of listing, the effect and operation of the order 5.8.2013 passed by the Commissioner, Kanpur Nagar, Kanpur and the order dated 27.10.2020 passed by the Board of Revenue shall remain in abeyance.

Order Date :- 23.3.2021/PK