

Court No. - 22

Case :- WRIT - B No. - 4305 of 2018

Petitioner :- Sunil Kumar

Respondent :- The Deputy Director Of Consolidation And 4 Others

Counsel for Petitioner :- Adya Prasad Tewari, Sheo Shankar Tripathi

Counsel for Respondent :- C.S.C.

Hon'ble Rajiv Joshi, J.

Heard counsel for the petitioner and learned standing counsel.

Learned counsel for petitioner submits that a revision under section 48 of the U.P. Consolidation of Holdings Act was filed by the petitioner challenging the order dated 4.11.2010 of Settlement Officer Consolidation, whereby the matter was remanded to the Consolidation Officer. The revision was dismissed vide order dated 19.5.2017 in a cryptic manner without discussing case of the parties and even without affirming the order of the appellate authority. Learned counsel further submits that the order of Deputy Director of Consolidation was an ex parte order, hence, for that purpose he filed a recall application which too has been dismissed by the impugned order dated 22.5.2018.

The matter needs consideration.

Notice on behalf of respondent no. 1,2 & 3 has been accepted by learned standing counsel.

Issue notice to respondent no. 4 and 5 returnable at an early date. Steps be taken within a week by registered/speed post.

All the respondents are directed to file counter affidavit by the next date of listing.

List this petition for admission/final disposal in the week commencing 27.8.2018.

In the meantime, parties are directed to maintain status quo with regard to the nature and possession of the property.

Order Date :- 4.7.2018

SNT/