



HIGH COURT OF JUDICATURE AT ALLAHABAD

WRIT - B No. - 1383 of 2026

Gangawasi And 7 Others

.....Petitioner(s)

Versus

Deputy Director Of Consolidation And 16 Others

.....Respondent(s)

Counsel for Petitioner(s)	: Rakesh Kumar Singh, Sr. Advocate
Counsel for Respondent(s)	: C.S.C., Sumit Daga

Court No. - 54

HON'BLE CHANDRA KUMAR RAI, J.

1. Heard Mr. Umesh Vats, learned Senior Counsel assisted by Mr. Rakesh Kumar Singh, learned counsel for the petitioners, Mr. Sumit Daga, learned counsel for respondent nos.5 to 7 and Mr. Hari Mohan Srivastava, learned Additional Chief Standing Counsel for the State-respondents.

2. Learned Senior Counsel for the petitioners submitted that the highly time barred title appeal filed by private respondents was dismissed by the Settlement Officer of Consolidation recording finding of fact in support of the order. He further submitted that highly time barred appeal has been filed after de-notification of the village under Section 52 of U.P.C.H. Act. He further submitted that the revision under Section 48 of U.P.C.H. Act has been filed against the order of Settlement Officer of Consolidation although there was no challenge to the order of Assistant Consolidation Officer dated 17.8.1973 but the Deputy Director of Consolidation has allowed the revision setting aside the order of Settlement Officer of Consolidation as well as Assistant Consolidation Officer and remitted the matter back before Consolidation Officer to decide the entire issue afresh which is total abuse of process of law.

3. On the other hand, learned counsel for respondent nos.5 to 7 submitted that no interference is required against the impugned order dated 17.2.2026 as the matter has been remanded back before the Consolidation Officer to decide the entire issue on merit.

4. Matter requires consideration as to whether the highly time barred

appeal filed after de-notification of the village can be entertained and allowed by the consolidation authorities and matter can be remitted back before the Consolidation Officer to decide the entire issue afresh.

5. Respondent nos.8 to 17 are stated to be proforma-respondents, as such, notices to respondent nos.8 to 17 are dispensed with.

6. Respondent nos.5 to 7 shall file counter affidavit within six weeks.

7. Petitioners shall file rejoinder affidavit within two weeks thereafter.

8. List this case in the daily cause list on 10.7.2026.

9. Until further orders of this Court, the effect and operation of the impugned order dated 17.2.2026 passed by Deputy Director of Consolidation, Ghaziabad shall remain stayed.

(Chandra Kumar Rai,J.)

April 8, 2026
Rameez