



**HIGH COURT OF JUDICATURE AT ALLAHABAD**

**WRIT - B No. - 3955 of 2025**

Ram Autar And Another

.....Petitioner(s)

Versus

State Of Up And 7 Others

.....Respondent(s)

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Counsel for Petitioner(s) : Nand Lal Yadav, Sunil Kumar  
Counsel for Respondent(s) : C.S.C., Sudhir Bharti

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**Court No. - 54**

**HON'BLE CHANDRA KUMAR RAI, J.**

1. Heard learned counsel for the petitioner, Sri Tarun Gaur, learned standing counsel for the state-respondents and Sri Sudhir Bharti, learned counsel for the Gaon Sabha.
2. In compliance of the order of this court dated 16.10.2025, instruction dated 4.11.2025 sent by the Consolidation Officer, Padrauna, Kushinagar is taken on record.
3. Learned standing counsel on the basis of the instruction submitted that restoration application which has been filed by the private respondent is time barred. He submitted that case was fixed for argument on 11.11.2025, as such, matter will be decided by Consolidation Officer in accordance with law.
4. Counsel for the petitioners submitted that interim order in the time-barred proceeding cannot be granted, as such, the order dated 17.10.2024 should be stayed during the pendency of the writ petition before this Court.
5. Matter requires consideration as to whether the interim order can be granted in the time barred proceeding by the consolidation authorities.
6. Issue notice to respondent nos.5 to 8, returnable at an early date.
7. Steps within 10 days.

8. All the respondents shall file their counter affidavits within 6 weeks. Petitioner will file rejoinder affidavit within two weeks thereafter.

9. **List on 14.7.2026**, before the appropriate Bench.

10. Till the next date of listing, the effect and operation of the order dated 17.10.2024, passed by the Consolidation Officer, Padrauna, Kushinagar in the proceeding under Rule 109-A of the U.P. C.H. Rules shall remain stayed. It is made clear that this Court has not stayed the proceeding of restoration case which is pending before the Consolidation Officer, Padrauna, Kushinagar.

**(Chandra Kumar Rai,J.)**

**April 10, 2026**

C.Prakash