

Court No. - 71

Case :- MATTERS UNDER ARTICLE 227 No. - 2281 of 2020

Petitioner :- Shiv Shankar

Respondent :- Smt. Geeta Devi And Another

Counsel for Petitioner :- Babu Lal Ram, Arjun Singh Yadav

Hon'ble Mahesh Chandra Tripathi, J.

Heard learned counsel for the petitioner.

In view of the order, which is proposed to be passed today, notices need not go to the private respondent.

The petitioner has approached this Court to expedite the Misc. Case No. 51/74 of 2020 (Shiv Shankar Vs. Smt. Geeta) under Order 9 Rule 9 C.P.C. arising out of Original Suit No. 488 of 2014 of (Shiv Shankar vs. Raghunath) before the Civil Judge (Senior Division), Fatehpur.

The Hon'ble Supreme Court in **M/s Shiv Cotex Versus Tirgun Auto Plast P. Ltd and others, 2011 (89) ALR 232**, has made the following observations:-

".....It is high time that courts become sensitive to delays in justice delivery system and realize that adjournments do dent the efficacy of judicial process and if this menace is not controlled adequately, the litigant public may lose faith in the system sooner than later. The Courts, particularly Trial Courts, must ensure that on every date of hearing, effective progress takes place in the suit."

Considering the above, this petition stands disposed of with the direction upon the Court concerned to consider and decide the aforesaid misc. case, in accordance with law, as expeditiously as possible and preferably within six months from the date of production of a copy of this order, without granting unnecessary adjournment to either of the parties, except upon payment of substantial cost.

The party shall file computer generated copy of such order downloaded from the official website of High Court Allahabad, self attested by the petitioners alongwith a self attested identity proof of the said persons (preferably Aadhar Card) mentioning the mobile number to which the said Aadhar Card is linked.

The concerned Court/Authority/Official shall verify the authenticity of such computerised copy of the order from the official website of High Court Allahabad and shall make a declaration of such verification in writing.

Order Date :- 26.6.2020

A.K.Srivastava