

SL. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
			<p>WPMS No.3291 of 2023 <u>Hon'ble Vivek Bharti Sharma, J.</u></p> <p>Present Mr. Ajay Veer Pundir, Advocate for the petitioner through V.C.</p> <p>2. By means of this writ petition, petitioner has sought a writ in the nature of mandamus commanding/directing the Civil Judge (S.D.), Roorkee, District Haridwar to decide Original Suit No.325 of 2020 "Mohd. Yusuf and others v. Dharmesh Kumar" (<i>Annexure No.1</i>) expeditiously, within the stipulated period fixed by this Court, more preferably within 6 months, without giving any unnecessary adjournments to any of the party.</p> <p>3. Learned counsel for the petitioner/plaintiff would submit that this is the second writ petition and previously also a writ petition being WPMS No.459 of 2022 was filed by the petitioner/plaintiff for a direction to the court below to decide the suit expeditiously which was disposed of by a Coordinate Bench of this Court vide order dated 09.03.2022 with a direction to the court below to make endeavour to decide the O.S. No.325 of 2020 as expeditiously as possible.</p> <p>4. He would submit that despite order dated 09.03.2022 passed by this Court there is no substantial progress in the proceedings of the suit and the respondent no.1 is seeking unnecessary adjournments to linger on the suit.</p> <p>However, learned counsel would fairly admit at Bar that there is no allegation against</p>

			<p>the Trial Court Judge about his conduct except that the suit is not being decided expeditiously.</p> <p>5. It is a hard truth that there is huge pendency in the courts and despite best efforts made by the courts sometimes the cases could not be decided as per the mandate of law.</p> <p>6. In view of the above, this Court does not find any reason to issue direction afresh to the court concerned to decide the case expeditiously in a time bound manner when similar direction has already been issued in previous writ petition, as stated above. Accordingly, the writ petition lacks merit and the same is hereby dismissed <i>in limine</i>.</p> <p>7. Let a copy of this order be sent to the court concerned for information.</p> <p style="text-align: right;">(Vivek Bharti Sharma, J.) 30.11.2023</p> <p>Rajni</p>
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