
(2006) 12 AHC CK 0113

In the Allahabad High Court

Case No : Civil Miscellaneous Writ Petition No.24434 of 2006

Raghevendra Agarwal and Another

APPELLANT

Vs

Poonam Gupta and Another

RESPONDENT

Date of Decision : 03-12-2006

Acts Referred:

Constitution of India, 1950 — Article 226
Uttar Pradesh Urban Buildings (Regulation of Letting, Rent and Eviction) Act, 1972 —
Section 16(1)(b)
Uttar Pradesh Urban Buildings (Regulation of Letting, Rent and Eviction) Rules, 1972
— Rule 13(4)v

Citation : (2006) 12 AHC CK 0113

Hon'ble Judges : Krishna Murari, J

Final Decision : Disposed Of

Judgement

Krishna Murari, J.—Heard Sri Manu Saxena, learned counsel for the petitioners.

2. The main relief claimed is to issue a mandamus to command respondent No.2 to decide the release application filed by the petitioners under Section 16(1)(b) of the U.P. Act No.13 of 1972 within time specified by this Court.

3. A perusal of the order sheet filed as Annexure3 to the writ petition goes to show that the said application was filed on 14.6.2005 and since then about 32 dates have been fixed. Rule 13(4) framed under the Act prescribed that every application filed for release under Section 16(1)(b) of the Act shall, as for as possible, be decided within one month from the date of its presentation.

4. Considering the aforesaid facts and circumstances, a mandamus is issued to respondent No.2 to dispose of the application No.7 of 2005 pending before him within a period of one month from the date of production of certified copy of this order before him.

5. With the aforesaid direction, the writ petition stands disposed of.

(Writ issued)