

**Court No. - 36**

**Case :-** WRIT - A No. - 9755 of 2023

**Petitioner :-** Yashmin Pravin

**Respondent :-** State Of U.P. And 2 Others

**Counsel for Petitioner :-** Mansoor Ahmad

**Counsel for Respondent :-** C.S.C., Ashish Kumar Singh, Ram Bilas Yadav

**Hon'ble Manjive Shukla, J.**

1. Heard learned counsel appearing for the petitioner, learned Standing Counsel appearing for the Respondents No. 1 and 3 as well as Sri Ashish Kumar Singh, learned counsel appearing for the Respondent No. 2.

2. This matter was earlier heard by this court on 03.08.2023 and following order was passed:

*"1. Heard learned counsel for the petitioner and learned Standing Counsel appearing for the Respondents No. 1 and 3 as well as Sri Ashish Kumar Singh, learned counsel appearing for the Respondent No. 2.*

*2. Petitioner through this Writ Petition has challenged the order dated 17.02.2023 whereby claim of the petitioner for grant of selection grade has been denied.*

*3. This Writ Petition was heard by this Court on 14.07.2023 and Sri A.K. Singh, learned counsel appearing for Respondent No. 2 was directed to take complete instructions in the matter.*

*4. Today when the matter has been taken up, Sri A.K. Singh, learned counsel appearing for Respondent No. 2 on the basis of the written instructions provided by District Basic Education Officer, Agra has submitted that within one month from today, meeting of the committee for grant of selection grade to the petitioner shall be convened and his case will be considered and final decision in the matter will be taken.*

*5. In view of the aforesaid categorical statement made by Sri A.K. Singh, learned counsel appearing for Respondent No. 2, let this matter be listed on 04.09.2023 as fresh.*

*6. It is provided that if by the next date of listing, decision in respect of grant of selection grade to the petitioner is not taken, then this Court shall proceed to summon the concerned officer."*

3. Sri Ashish Kumar Singh, learned counsel appearing for the Respondent No. 2, on the basis of instructions received from the District Basic Education Officer, Agra vide his letter dated

22.08.2023, has submitted that vide order dated 14.08.2023, petitioner has been granted selection grade with effect from 12.10.2005 and promotional pay scale with effect from 12.10.2017.

4. Learned counsel appearing for the petitioner has submitted that since petitioner has been granted selection grade and promotional pay scale, therefore, nothing survives in this writ petition to be decided by this court except the consequential benefits arising out of order dated 14.08.2023.

5. At this stage, Sri Ashish Kumar Singh, learned counsel appearing for the Respondents No. 2 has made statement before this court that consequential benefits, arising out of order dated 14.08.2023 passed by District Basic Education Officer, Agra, shall be released in favour of the petitioner within two months from today.

6. In view of the aforesaid submissions advanced by the learned counsels appearing for the parties, this writ petition is finally ***disposed of*** in terms of order dated 14.08.2023 passed by the District Basic Education Officer, Agra with a direction to Respondent No. 2 to release all consequential financial benefits arising out of the said order within a period of two months from today.

**Order Date :- 16.10.2023**

A. Mandhani