

Court No. - 36

Case :- WRIT - A No. - 12962 of 2023

Petitioner :- Smt Gunjan Sharma And Another

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Durga Tiwari

Counsel for Respondent :- C.S.C., Udit Chandra

Hon'ble Manjive Shukla, J.

1. Heard learned counsel appearing for the petitioners, learned Standing Counsel appearing for the Respondents No.1, 2 and 3 as well as Sri Udit Chandra, learned counsel appearing for the Respondents No.4.

2. Petitioner through this writ petition has challenged the order dated 26.7.2023 passed by the Sub-Divisional Magistrate/Election Officer, Mathura, whereby petitioners have been deputed for B.L.O. duty and were directed to complete the work in between 21.7.2023 to 21.8.2023. Learned counsel appearing for the petitioners has submitted that petitioners are being continuously put on B.L.O. duty since last about 15 years and they have obeyed the directions issued by the higher officers and performed their work. Learned counsel appearing for the petitioners has invited attention of this court that this time since petitioners are seriously ill, as such they have filed an application before the Sub-Divisional Magistrate/Election Officer, Mathura, contained in Annexure No.8 to the writ petition, whereby they have requested that since petitioners are seriously ill, therefore they may be put off from the duty of B.L.O. and other teachers may be given the said responsibility.

3. Learned counsel appearing for the petitioner confines her prayer only to the extent that a direction may be given by this court to the Sub-Divisional Magistrate/Election Officer, Mathura to consider and decide petitioners' application contained in Annexure No.8 to the writ petition, within a fixed time frame.

4. In view of the aforesaid submissions advanced by the learned counsel appearing for the petitioner, without entering into the merits of the case, this writ petition is finally disposed of with liberty to petitioners to file a fresh representation before the Sub-Divisional Magistrate/Election Officer, Mathura within fifteen days from today and if such application is filed, Respondent No.3 is directed to consider and decide petitioners'

representation by passing speaking and reasoned order within a period of one month thereafter.

Order Date :- 6.11.2023
Salim