

Court No. - 9

Case :- CONTEMPT APPLICATION (CIVIL) No. - 6160 of 2023

Applicant :- Pramod Kumar Singh

Opposite Party :- Sri Pratap Singh Baghel, Secretary Basic Shiksha Parishad Prayagraj

Counsel for Applicant :- Avanish Kumar Srivastava

Hon'ble Rohit Ranjan Agarwal,J.

1. The writ Court on 05.1.2023 while disposing of Writ -A No.17739 of 2022 has passed the following order :

"Heard Shri Shidhart Srivastava, Advocate holding brief of Shri Avanish Kumar Srivastava, learned counsel for the petitioner, Shri Abhishek Kumar Srivastava, learned counsel for the respondent No.1 and Mrs. Archana Singh, learned counsel for respondent No.4.

The present petition has been filed seeking following relief:-

"(a). Issue a writ, order or direction in the nature of mandamus commanding/directing the respondent No.2 to transfer the petitioner from Prathmik Vidyalaya, Krishnapur Khand, Block Pindara, District Varanasi to Prathmik Vidyalaya Bhwanipur Khurd Harashua, Varanasi on the medical ground.

(b). Issue a writ order or direction in the nature of mandamus commanding/directing the respondent No.2 to decide the representation of the petitioner dated 11.09.2022 within stipulated period in accordance with law. "

Learned counsel for the petitioner submitted that for redressal of his grievance, petitioner has filed representation dated 11.09.2022 before respondent No.2, but no decision has been taken till date. Lastly, it is submitted that a direction may be issued to respondent No.2 to decide the representation within a stipulated time.

Learned counsel for respondent No.2 submitted that petitioner may be directed to file fresh representation before respondent No.4. He further submitted that in case any such representation is filed, the same shall be considered and decided at the earliest.

In view of the facts and circumstances of the case, the writ petition is disposed of with liberty to petitioner to move fresh representation before respondent No.4 within one month from today. In case any such representation is filed, respondent No.4 is directed to decide the same in accordance with law within a period of two months from the date of submission of certified copy of this order."

2. Today a compliance affidavit has been filed, which is taken on

record.

3. Sri Yatindra, learned counsel for the opposite party states that the representation of the applicant has been decided on 03.11.2023 a copy of which has been brought on record as Annexure 1 to the compliance affidavit.

4. As the order of the writ Court has been complied with, the contempt application stands **dismissed** leaving it open to the applicant to challenge the order passed by the opposite party before the appropriate Forum, if so advised.

5. Contempt notice stands discharged.

Order Date :- 7.11.2023

Kushal