

Court No. - 40

Case :- WRIT - C No. - 33648 of 2023

Petitioner :- Chhotey Lal Yadav

Respondent :- State Of U.P. And 6 Others

Counsel for Petitioner :- Ganesh Shankar Dubey, Sachidanand Singh

Counsel for Respondent :- C.S.C.

Hon'ble Mahesh Chandra Tripathi, J.

Hon'ble Prashant Kumar, J.

1. Heard learned counsel for the petitioner and Ms. Shubhra Singh, learned Standing Counsel for the State respondents.
2. Present writ petition has been preferred for a direction to respondents to pay the arrears of bill for an amount of Rs.8,69,000/-, which is due against the respondent authority along with interest and for a further direction to the respondents to decide the representations of the petitioner dated 6.8.2021 and 14.6.2023 within stipulated period.
3. The claim has been set up in the light of the judgment passed by Hon'ble the Apex Court in **M/s Surya Construction vs. State of Uttar Pradesh & Ors., (2019) 16 SCC 794.**
4. In this backdrop, vide order dated 03.10.2023, we have asked learned Standing Counsel to seek instructions in the matter. In response thereof, Ms. Shubhra Singh, learned Standing Counsel has placed detailed instructions dated 17.10.2023 sent by the District Magistrate, Sonbhadra, which is taken on record. Copy of the instructions is also given to learned counsel for the petitioner.
5. We have proceeded to examine the record in question as well as the categorical instructions produced by learned Standing Counsel. From the perusal of instructions, it is much contended that out of Rs.20,69,000/-, the payment of Rs.14,21,006.00 has been made to the petitioner. So far as remaining payment of Rs.6,47,994/- is concerned, the same shall also be ensured within 15 days. Considering the facts and circumstances of the case as well as the categorical instructions sent by the District Magistrate, Sonbhadra, we are not inclined to proceed further in the matter. Needless to

say, the respondents must redress the grievance of the petitioner in terms of the instructions expeditiously.

6. The writ petition stands **disposed of** in terms of the instructions.

Order Date :- 30.10.2023

S.P.