

**Court No. - 40**

**Case :-** WRIT - C No. - 33889 of 2022

**Petitioner :-** Rakesh Kumar Mittal

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

**Counsel for Petitioner :-** Prem Prakash

**Counsel for Respondent :-** C.S.C.

**Hon'ble Mahesh Chandra Tripathi,J.**

**Hon'ble Prashant Kumar,J.**

1. Heard Shri Prem Prakash (Sharma), learned counsel for the petitioner and Shri S.C. Upadhyay, learned Standing Counsel for the State-respondents.

2. By means of the present writ petition, the petitioner has prayed for the following reliefs :-

"(i) issue a writ, order or direction in the nature of certiorari quashing the impugned order dated 02.03.2022, whereby, the Vigilance Department has initiated open inquiry against the petitioner after retirement, which came across by the letter dated 13.05.2022 issued by the office of respondent no. 3.

(ii) issue a writ, order or direction in the nature of mandamus directing the respondent no. 1 to decide the representation dated 30.07.2022 of the petitioner and also direct to respondent no. 4 not to proceed with open inquiry initiated vide order dated 02.03.2022 issued by the respondent no. 1."

3. Learned counsel for the petitioner states that the matter is pending consideration since 2022 and he is confined his prayer that petitioner's representation dated 30.07.2022 which is pending consideration before the Principal Secretary (Vigilance), U.P., Lucknow may be decided, expeditiously.

4. Considering the facts and circumstances, we are not inclined to adjudicate the matter in hand. Let the first respondent may take a final call in the matter in accordance with law expeditiously within three months from the date of production of certified copy of this order.

5. With the aforesaid observation, the writ petition stands **disposed of**.

**Order Date :-** 11.12.2023

Rama Kant