

Court No. - 6

Case :- WRIT - C No. - 35075 of 2023

Petitioner :- Umesh Kumar Ram

Respondent :- State Of U.P. And 4 Others

Counsel for Petitioner :- Ram Jatan Yadav, Shailesh Kumar Yadav

Counsel for Respondent :- C.S.C

Hon'ble Mrs. Manju Rani Chauhan, J.

Heard Mr. Ram Jatan Yadav, learned counsel for the petitioner and learned Standing Counsel for the respondents.

This writ petition has been filed by the petitioner with a prayer to quash the suspension order/show cause notice dated 06.06.2023 passed by the respondent no.3 and a further prayer to direct the respondents authority to restore the license of fair price shop dealer in favour of the petitioner of Gram Panchayat-Sallhar Khan, Block-Barachawar, Tehsil-Muhammabad, District-Ghazipur.

Learned counsel for the petitioner submits that against show cause notice dated 06.06.2023, the petitioner submitted reply on 26.08.2023 before the respondent no.3, which is still pending. Therefore, a direction may be issued to respondent no.3 to consider the same and pass appropriate order within stipulated period.

Learned Standing Counsel does not dispute the aforesaid.

Counsel for the parties agree that the writ petition may be disposed of finally at this stage without calling for a counter affidavit specifically in view of the order proposed to be passed today.

In view of the aforesaid, without going into the merits of the case of the petitioner, this writ petition stands ***disposed of*** with a direction to the respondent no.3, i.e. Sub Divisional Magistrate, Muhammdabad, District-Ghazipur to consider and decide the reply of the petitioner dated 26.08.2023, in accordance with law, by a reasoned and speaking order, preferably within a period of two months from the date of production of certified copy of this order.

It is made clear that this Court has not examined the merits of the case of the petitioner and the authority concerned shall apply its own mind strictly in accordance with law.

Order Date :- 17.11.2023/Jitendra/-