

Court No. - 36

Case :- WRIT - A No. - 19079 of 2023

Petitioner :- Sudhir Kumar Gupta

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

Counsel for Petitioner :- Deo Prakash Singh

Counsel for Respondent :- C.S.C.

Hon'ble Manjive Shukla,J.

1. Heard learned counsel appearing for the petitioner and learned Standing Counsel appearing for the Respondents No. 1 to 5.

2. Learned counsel appearing for the petitioner has submitted that petitioner after working on the post of Senior Clerk in the office of Block Education Officer, Headquarter at Mathura has voluntarily retired from service w.e.f. 30.11.2016. Learned counsel appearing for the petitioner has further submitted that petitioner is entitled for payment of leave encashment but till date said payment has not been made to the petitioner.

3. Learned counsel appearing for the petitioner has invited attention of this court towards letter dated 11.05.2017 written by the Block Education Officer to District Basic Education Officer, Mathura, whereby petitioner's case for payment of leave encashment has been forwarded. Learned counsel appearing for the petitioner has argued that till date decision in respect of payment of leave encashment to the petitioner has not been taken.

4. On the other hand learned Standing Counsel appearing for the Respondents No. 1 to 5 has raised objection regarding entitlement of the petitioner for leave encashment but has submitted that if petitioner has any grievance he may raise the said grievance before the District Basic Education Officer, Mathura and there his grievance can be seen and redressed.

5. In view of the aforesaid submissions, without entering into merits of the case, this writ petition is finally ***disposed of*** with liberty to petitioner to file a representation before the District Basic Education Officer, Mathura, and if the said representation is filed within a period of fifteen days from today, Respondent No. 3 is directed to consider and decide the said representation by passing speaking and reasoned order within a period of two months thereafter.

Order Date :- 16.11.2023

Gaurav