

Court No. - 35

Case :- WRIT - A No. - 17909 of 2023

Petitioner :- Dr. Rajni Tripathi

Respondent :- State Of U.P. And 2 Others

Counsel for Petitioner :- Shivendera Rajwar, Adarsh Singh, Sr.
Advocate

Counsel for Respondent :- C.S.C., Chandan Sharma, Pratik
Chandra

Hon'ble Vikas Budhwar, J.

Heard Sri R.K. Ojha, learned Senior Counsel, assisted by Sri Shivendra Rajwar, learned counsel for the writ petitioner, Sri Shailendra Singh, learned Standing Counsel, who appears for the first respondent, Sri Pratik Chandra, learned counsel, who appears for the second respondent and Sri Chandan Sharma, learned counsel, who appears for the third respondent.

Principally, the challenge laid in the present petition is an order dated 03.08.2023 placing the writ petitioner under suspension.

Today, when the matter has been taken, Sri Chandan Sharma, learned counsel for the third respondent has produced before this Court a document under the signature of Secretary / Manager, Prayag Mahila Vidyapeeth Degree College, Prayagraj, dated 14.09.2023, whereby the suspension order dated 03.08.2023 has been withdrawn. He further submits that now there is another order dated 29.09.2023 again placing the writ petitioner under suspension.

Sri R.K. Ojha, learned Senior Counsel for the writ petitioner submits that in view of the subsequent development, he would propose to file a fresh writ petition questioning the suspension

order dated 29.09.2023, as according to him it is *per se* illegal. He seeks to withdraw the writ petition with a liberty to file fresh.

Learned Standing Counsel has no objection to the same.

The writ petition is dismissed as withdrawn with the liberty to file fresh questioning the order dated 29.09.2023.

At this stage, Sri R.K. Ojha, learned Senior Counsel submits that that he is not possessing the copy of the resolution and the inputs, which were made basis for suspending the writ petitioner.

Sri Chandan Sharma, learned counsel, who appears for the third respondent has gracefully submits that he shall furnish the entire documents to Sri R.K. Ojha, learned Senior Counsel for the writ petitioner within 48 hours.

Order Date :- 26.10.2023

S Rawat