

Court No. - 10

Case :- WRIT - C No. - 37838 of 2023

Petitioner :- C/M Alpsankhayak Prathmik Vidyalaya And Another

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

Counsel for Petitioner :- Mahendra Singh

Counsel for Respondent :- C.S.C.

Hon'ble Kshitij Shailendra,J.

1. Heard Sri Mahendra Singh, learned counsel for the petitioners, learned Standing Counsel for State-respondents and perused the record.

2. The petitioners' claim for its inclusion in grant-in-aid list of the State Government is pending consideration before respondent no.1, in terms of application dated 24.8.2023, said to have been dispatched through registered post.

3. Learned Standing Counsel submits that such matters require submission of reports from respondent no.1 - State of U.P. through its Secretary (Minority Welfare Department) Government of U.P. at Lucknow, respondent no.2 - Director Minority Welfare Department, U.P. at Lucknow, respondent no.3 - District Magistrate, District Kushinagar and respondent no.4 - District Minority Welfare Officer, District Kushinagar, after due verification and, therefore, consideration of the petitioners' claim in accordance with law will consume some time.

4. The writ petition is **disposed of** directing respondent no.2 - Director Minority Welfare Department, U.P. at Lucknow, respondent no.3 - District Magistrate, District Kushinagar and respondent no.4 - District Minority Welfare Officer, District Kushinagar to consider the petitioners' applications moved before them and after due verification and inspection activity, they shall submit report before the State Government by the end of February, 2024 and, thereafter, the State Government shall take decision before 31.5.2024, provided a certified copy of this order is filed before respondent no.2 and photo-copies of the same before respondent nos. 3 and 4 by the end of this month.

5. It is made clear that this Court has not adjudicated upon merits of the petitioners' claim and the concerned respondents shall

submit the reports and take a decision in the matter strictly in accordance with the government policy.

Order Date :- 9.11.2023

CS/-