

Court No. - 6

Case :- WRIT - C No. - 38028 of 2023

Petitioner :- Shree Niwas Yadav

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

Counsel for Petitioner :- Ved Byas Mishra

Counsel for Respondent :- CSC

Hon'ble Mrs. Manju Rani Chauhan,J.

Learned Standing Counsel submits that against the order of recovery there is an alternative remedy to file statutory appeal under Section 258(2) of U.P. Panchayat Raj Rules, 1947.

Learned counsel for the petitioner submits that he will be filing the appeal within three weeks, in case, such an appeal is filed, the same may be decided within stipulated period.

In view of above, without entering into merits of the case, the petitioner is permitted to file appeal before the authority concerned within three weeks from today. In case, such an appeal is filed, the concerned authority shall make all endeavours to consider and decide the same, in accordance with law, after hearing all the parties concerned, by means of a reasoned and speaking order, ignoring the delay if any, as expeditiously as possible, preferably within a period of three months from the date of production of certified copy of this order, if there is no legal impediment.

With the aforesaid observation/direction, the writ petition is **disposed off**.

Order Date :- 1.12.2023

Rahul.