

Court No. - 32

Case :- WRIT - C No. - 39183 of 2023

Petitioner :- Smt. Premlata

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

Counsel for Petitioner :- Dinesh Kumar

Counsel for Respondent :- CSC, Ashok Kumar Tiwari

Hon'ble Salil Kumar Rai, J.

Hon'ble Surendra Singh-I, J.

Heard learned counsel for the petitioner and Sri Ashok Kumar Tiwari, learned Standing Counsel appearing on behalf of respondent no. 3.

The grievance of the petitioner is that her husband, namely Sri Dudh Nath was an Advocate enrolled with the U.P. Bar Council w.e.f. 17.05.1999 (Enrollment No. UP/7669/1999 who died on 27.12.2016 leaving behind him, the petitioner (wife) and two sons and despite application submitted before the respondent nod. 3 & 4 , amount payable under the "Advocate Welfare Fund Scheme" has not yet been paid by the respondent no.4.

Learned Standing Counsel and the learned counsel for respondent no. 3 and 4 jointly states that claim of the petitioner shall be considered by the respondent no. 4/Competent Authority and an appropriate decision in accordance with law shall be taken within one month.

In view of the aforesaid and without expressing any opinion on merits of the case of petitioner, this writ petition is disposed of with a direction to the respondent no. 4-Secretary, Uttar Pradesh Advocate Welfare Fund Trustee Committee at Lucknow, to take an appropriate decision in accordance with law within one month on receipt of a certified copy of this order in respect of payment to the petitioner under the aforesaid welfare scheme and pay the amount to the petitioner expeditiously, preferably within next three weeks, as may be found admissible to her.

Order Date :- 9.11.2023

IB