

Court No. - 5

Case :- WRIT - C No. - 38354 of 2023

Petitioner :- Smt. Sanyogita

Respondent :- Regional Provident Fund Commissioner And 2 Others

Counsel for Petitioner :- Shailesh Kumar Shukla

Counsel for Respondent :- Jagdish Pathak,Diptiman Singh

Hon'ble Piyush Agrawal,J.

Heard Shri Shailesh Kumar Shukla, learned counsel for the petitioner, Shri Diptiman Singh, learned counsel for respondent no. 3 and Shri Jagdish Pathak, learned counsel for respondent nos. 1 & 2.

At the very outset, Shri Diptiman Singh, learned counsel for the respondent no. 3 raises a preliminary objection with regard to maintainability of the writ petition on the ground that successive writ petitions have been filed by the petitioner.

Confronted with the said fact, learned counsel for the petitioner comes up with a prayer to press the prayer no. (ii) of the writ petition, which reads as under:-

"(ii) Issue a writ, order or direction in the nature of mandamus directing the respondent no. 2 to decide the representation dated 20.02.2023 submitted by the petitioner."

To the said prayer, learned counsel for the respondents have no objection.

Considering the facts and circumstances of the case, without expressing any opinion on the merits of the issue, the present petition stands disposed of finally with a direction to the respondent no. 2 to consider and decide the petitioner's representation dated 20.02.2023 in accordance with law expeditiously, but certainly after giving opportunity to the parties concerned, if there is no legal impediment.

Order Date :- 24.11.2023

Amit Mishra