

Court No. - 36

Case :- WRIT - A No. - 19134 of 2023

Petitioner :- Gulab Chand

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

Counsel for Petitioner :- Shailesh Kumar Shukla, Mohd Shere Ali

Counsel for Respondent :- C.S.C

Hon'ble Manjive Shukla, J.

1. Heard learned counsel appearing for the petitioner, learned Standing Counsel appearing for the Respondents No. 1 to 3.

2. In view of the proposed order notice to Respondent No. 4 is dispensed with.

3. Petitioner while working on Class-IV post in Dr. Bhimrao Ambedkar Laghu Madhyamik Vidyalaya, Motinagar, Bahuar Kala, Jhulanipur, District Maharajganj has retired from service on 31.12.2022 but till date claim of the petitioner for gratuity has neither been considered nor decided by the Respondent No. 2.

4. Learned counsel appearing for the petitioner has further invited attention of this court towards representation dated 22.05.2023, whereby petitioner has requested the District Basic Education Officer, Maharajganj for making payment of his retirement gratuity but till date decision has not been taken in the matter.

5. On the other hand learned counsel appearing for the Respondents No. 1 to 3 has submitted that once petitioner has raised his grievance before the District Basic Education Officer, Maharajganj, then, his grievance can very well be looked into and redressed by the said authority.

6. In view of the aforesaid submissions advanced by the learned counsels appearing for the parties, without entering into the merits of the case, this writ petition is finally disposed of with liberty to petitioner to file a fresh representation before District Basic Education Officer, Maharajganj within a period of three weeks from today and if such representation is filed, Respondent No. 2 is directed to consider and decide the said representation by passing speaking and reasoned order within a period of two months thereafter.

Order Date :- 2.12.2023

Gaurav