

Court No. - 36

Case :- WRIT - A No. - 19254 of 2023

Petitioner :- Smt. Madhu Sodhani

Respondent :- State Of U.P. And 2 Others

Counsel for Petitioner :- Hitesh Kumar Mishra

Counsel for Respondent :- C.S.C., Shivendra Singh Bhadauria

Hon'ble Manjive Shukla,J.

1. Heard learned counsel appearing for the petitioner, learned Standing Counsel appearing for the Respondent No. 1 and Mr. Shivendra Singh Bhadauria, learned counsel appearing for the Respondents No. 2 & 3.

2. Petitioner has filed this writ petition inter-alia praying therein for the following reliefs :-

I. Issue a writ, order or direction in the nature of mandamus directing the respondent no. 2 and 3 to give the petitioner's mother namely Late Smt. Puspa Sexena provident fund amount Rs. 12,24,012/-.

II. Issue a writ, order or direction in the nature of mandamus directing the respondent no. 2 to decide the representation dated 05.09.2023.

3. This court after hearing parties counsels passed an interim order on 21.11.2023 which is extracted as under :-

"1. Heard learned counsel appearing for the petitioner, learned Standing Counsel appearing for the Respondent No. 1 as well as Sri Shivendra Singh Bhadauria, learned counsel appearing for the Respondents No. 2 and 3.

2. Learned counsel appearing for the petitioner has submitted that mother of the petitioner while working on the post of Headmistress, died on 18.09.2017. It has further been submitted that till date, amount due towards G.P.F. of mother of the petitioner has not been paid.

3. Learned counsel appearing for the petitioner has invited attention of this court that even petitioner has submitted succession certificate before Respondents No. 2 and 3 but till date, requisite payments have not been made.

4. Put up this case on 05.12.2023 as fresh.

5. Sri Shivendra Singh Bhadauria, learned counsel appearing for the Respondents No. 2 and 3 is directed to take instructions in the matter.

6. It is made clear that if on the next date, this court finds that there is slackness on the part of Respondents No. 2 and 3 in making payment of amount due towards G.P.F., the court will proceed to fix responsibility of the erring officials"

4. Today Mr. Hitesh Kumar Mishra, learned counsel appearing for the petitioner has submitted that entire dues admissible to the petitioner have been cleared off, so nothing survives to be decided in this writ petition.

5. In view of the aforesaid submission made by learned counsel appearing for the petitioner, this writ petition is consigned to record.

Order Date :- 5.12.2023

Gaurav