

Court No. - 35

Case :- WRIT - A No. - 20085 of 2023

Petitioner :- Smt. Sushama Devi

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

Counsel for Petitioner :- Satya Prakash Lal
Srivastava, Shefali, Sushil Kumar Tiwari

Counsel for Respondent :- C.S.C

Hon'ble Vikas Budhwar, J.

Heard Sri Sushil Kumar Tiwari, learned counsel for the petitioner and Sri Santosh Kumar Shukla, learned Additional Chief Standing Counsel, who appears for respondents 1 to 4.

The case of the writ petitioner is that her husband namely Late Chandrabali Tiwari, who was working as a C.T. Grade Teacher on 10.12.1981 then L.T. Grade Teacher and was died on 26.6.2011. It is also the case of the writ petitioner that he seeks extension of benefits which have been accorded in Writ Petition No.10665 of 2006, Dharampal Singh Rajpoot and others vs. State of U.P. and others. He also relies upon the communications dated 12.7.2021 of the District Inspector of Schools, Sonebhadra to Finance and Accounts Officer, District Inspector of Schools Sonebhadra as well as the other communications including the document dated 23.9.2022 of the District Inspector of Schools Sonebhadra to Joint Director of Education, Vindhyachal.

Learned Additional Chief Standing Counsel submits that the issues with the writ petitioner seeks to raise needs determination at the first instance by the third respondent, District Inspector of Schools Sonebhadra, U.P. He submits that let the writ petitioner represents his cause before the third respondent.

Considering the submissions of the rival parties as well as stand taken by them, the writ petition is being disposed off without seeking any response from the respondents granting liberty to the writ petitioner to prefer a comprehensive representation along with the self-attested copy of the writ petition before the third respondent who shall on the receipt of the same and thereafter proceed to decide the claim of the petitioner strictly in accordance with law within a period of three months from the date of presentation of the certified copy of the order.

Needless to point out that the writ petition has been decided without seeking any response from the respondents. Thus, passing of this order may not be construed to an expression that this Court has gone into the merits of the case.

With the aforesaid observation, the writ petition is **disposed of**.

Order Date :- 5.12.2023

piyush