

Court No. - 5

Case :- WRIT - C No. - 40946 of 2023

Petitioner :- Committee Of Management Jwala Devi Saraswati
Vidya Mandir Inter College And Another

Respondent :- State Of U.P. And 4 Others

Counsel for Petitioner :- Parashar Pandey, Sanjay Kumar Om

Counsel for Respondent :- C.S.C., Anadi Krishna
Narayana, Pramod Kumar Pandey

Hon'ble Piyush Agrawal, J.

At the very outset, Shri Rajesh Tiwari, counsel for the respondent nos. 2 to 4 raises a preliminary objection with regard to maintainability of the writ petition on the ground that the petitioner has equally, efficacious alternative remedy to approach E.I. Court under Section 75 (g) of Employees State Insurance Act, 1948.

Learned counsel for the petitioner does not dispute the said fact.

In view of the above as well as the judgements of the Apex Court in *United Bank of India Vs. Satyawati Tondon & Others* [(2010) 8 SCC 110] (paragraph no. 43), *Radha Krishan Industries Vs. State of Himachal Pradesh & Others* [(2021) 6 SCC 771] (paragraph no. 27.5) and *Varimadugu Obi Reddy Vs. B. Sreenivasulu & Others* [(2023) 2 SCC 168] (paragraph no. 36), the writ petition is **dismissed** on the ground of alternative remedy.

This order has been passed in the presence of Mr. Anadi Krishna Narayan, learned counsel for the respondents.

Order Date :- 29.11.2023

Rahul Dwivedi/-