

Court No. - 47

Case :- WRIT - A No. - 19889 of 2023

Petitioner :- Musafir Singh Yadav

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

Counsel for Petitioner :- Achche Lal Singh Yadav

Counsel for Respondent :- C.S.C.,Awadhesh Kumar
Malviya

Hon'ble Manish Kumar Nigam,J.

1. Heard learned counsel for the parties and perused the record.

2. The instant petition has been filed seeking following relief :-

"To, issue a writ, order or direction in the nature of mandamus directing the respondents to revise salary of petitioner and pay arrears of salary to the petitioner as per given benefit of A.C.P. as well as 7th Pay Commission, within stipulated period."

3. Petitioner, who was working in Nagar Palika Parishad as Pump Attendant, retired on 30.6.2022, however, petitioner has been paid only 40% of the earned leave, remaining 60% is yet to be paid.

4. Shri Arpit Maurya, learned counsel for the petitioner submits that petitioner has not been given the benefit A.C.P. and arrears of salary for VIIth Pay Commission. He further contended that petitioner has moved an application before respondent No.4 and the same may be directed to be decided expeditiously.

5. No useful purpose would be served in keeping this writ petition pending.

6. Considering the facts and circumstances of the case, this writ petition is finally **disposed of** with a direction to respondent No.4 - Executive Officer, Nagar Palika Parishad, Ghazipur/Sub-Divisional Magistrate City, Ghazipur, to consider the grievances of petitioner, as contained in his representation dated 9.11.2023 and decide the same, in accordance with law, expeditiously, preferably within a

period of three months from the date of production of a certified copy of this order.

7. It is made clear that this Court has not examined the claim of petitioner on merits.

Order Date :- 6.12.2023

Rishabh

[Manish Kumar Nigam, J.]