

Court No. - 35

Case :- WRIT - A No. - 20189 of 2023

Petitioner :- Manoj Kumar

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

Counsel for Petitioner :- Mahesh Sharma, Arvind Kumar Verma

Counsel for Respondent :- C.S.C.

Hon'ble Vikas Budhwar, J.

1. Shri Makesh Sharma, learned counsel for the writ petitioner and Shri Santosh Kumar Mishra, learned Standing Counsel who appears for the respondent Nos. 1, 2 and 3.

2. In view of the order which is being proposed to be passed notices are not being issued to the respondent no.4.

3. The case of the writ petitioner is that he was appointed as Assistant Teacher on 01.01.2011, pursuant to the recommendation of the selection board dated 29.09.2010 and he was transferred in the fourth respondent institution. There are 5 posts lying vacant out of 9 sanctioned posts of Lecturer, the writ petitioner claims to be eligible and qualified for promotion in all respects.

4. Prayer in the present writ petition is for the direction to the second respondent- Regional Level Promotional Committee, Region-I, Meerut through its Chairman/ Joint Director of Education, Region-I, Meerut to accord consideration to the writ petitioner. Shri Santosh Kumar Mishra, submits that the issues with the writ petitioner seeks to raise needs determination by the second respondent. The writ petitioner may represent his cause before the second respondent. He does not propose to file any response to the writ petition.

5. Considering the submissions of the rival parties stands taken by them the writ petition stands disposed of granting liberty to the writ petitioner to approach the second respondent who shall put to notice to fourth respondent and thereafter consider the claim of the petitioner along with other deserving candidates subject to suitability, eligibility, number of sanctioned strength and the vacancies lying vacant strictly in accordance with law after affording the opportunity to the parties, within a period of three months from the date of production of a certified copy of this

order.

6. With the aforesaid observations writ petition stands **disposed of**.

Order Date :- 13.12.2023

A Gautam