

Court No. - 35

Case :- WRIT - A No. - 20225 of 2023

Petitioner :- Chandra Prakash Bhadauriya

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

Counsel for Petitioner :- Puneet Bhadauria

Counsel for Respondent :- CSC

Hon'ble Vikas Budhwar,J.

1. Heard Sri Puneet Bhadauria, learned counsel for the writ petitioner and Sri Santosh Kumar Mishra, learned Standing Counsel who appears for respondents No. 1 to 4.

2. In view of the order which is being proposed to be passed today, notice is not being issued to fifth respondent.

3. The writ petitioner claims to be a Lecturer in the fifth respondent-institution, Sanatan Dharm Inter College, Daulatpur, district Mainpuri who was working since 09.07.1973 and superannuated on 30.06.2008. He seeks payment of increment and other consequential benefits relatable to the enforcement of the 6th Pay Commission.

4. Sri Santosh Kumar Mishra, learned Standing Counsel, on the other hand, submits that the issue which the writ petitioner seeks to raise needs determination at the first instance by the fourth respondent, District Inspector of Schools, Mainpuri the writ petitioner may represent his cause before the fourth respondent who shall take appropriate decision in that regard. He does not propose to file any response to the writ petition.

5. Considering the submission of the rival parties as well as the stand taken by them, the writ petition is being disposed of granting liberty to the writ petitioner to approach the fourth respondent, District Inspector of Schools, Mainpuri by filing a comprehensive representation along with self attested copy of the writ petition and on the receipt of the same the fourth respondent shall decide the entitlement of the writ petitioner strictly in accordance with law after putting to notice the fifth respondent within a period of three months from the date of production of certified copy of the order.

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

Order Date :- 13.12.2023/Rajesh