

Court No. - 35

Case :- WRIT - A No. - 20729 of 2023

Petitioner :- Ashutosh Singh And 2 Others

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

Counsel for Petitioner :- Lavlesh Kumar Shukla

Counsel for Respondent :- C.S.C., Vivek Kumar Rai

Hon'ble Vikas Budhwar, J.

1. Heard Sri Lavlesh Kumar Shukla, learned counsel for the writ petitioners as well as Sri Shailendra Singh, learned Standing Counsel who appears for respondents No. 1 and Sri Vivek Kumar Rai, learned counsel who appears for respondent-University.

2. The case of the writ petitioners is that they were appointed on different post under second category in the respondent-University by virtue of the order dated 25.03.2022 and 28.06.2022, however they are aggrieved against non-extension of the services in pursuance of the Government Order dated 30.03.2023 and the decision of the Financial Committee dated 21.06.2023 and also with regard to the discrimination so meted to them.

3. Prayer in the present petition is for a mandamus commanding the respondents to consider their claim for extension of the services and also to grant them benefits which were made admissible in pursuance of the said Government Orders and the decisions.

4. Sri Vivek Kumar Rai, learned counsel for the University submits that the issue which the writ petitioners seeks to raise needs determination at the first instance by the third respondent, Registrar, Deen Dayal Upadhyay University Gorakhpur thus, the writ petitioners may represent their cause before the third respondent. He further submits that 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 petitioners to approach the third respondent, Registrar, Deen Dayal Upadhyay University, Gorakhpur by filing a comprehensive representation along with self attested copy of the writ petition and on the receipt of the same the third respondent

shall decide the claim of the writ petitioners within a period of six weeks from the date of production of certified copy of the order.

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

Order Date :- 15.12.2023

Rajesh