

Court No. - 17

Case :- WRIT - C No. - 3753 of 2022

Petitioner :- Sakina Bano

Respondent :- State Of U.P Thru. Addl. Chief Secy. Food And Civil Supply Lko. And 7 Others

Counsel for Petitioner :- Sanjay Kumar

Counsel for Respondent :- C.S.C.,Pankaj Gupta,Rakesh Kumar Srivastava,Veerendra Kumar Tiwari

Along with

Case :- WRIT - C No. - 6129 of 2022

Petitioner :- Maa Sherawali Self Help Group,Bahraich Thru. Its Secy. Smt. Gangajali Devi And Another

Respondent :- State Of U.P. Thru. Prin. Secy. Deptt. Of Food And Civil Supplies, Lko. And 5 Others

Counsel for Petitioner :- Brijesh Kumar Pandey

Counsel for Respondent :- C.S.C.,Pankaj Gupta

Hon'ble Alok Mathur,J.

1. Heard learned counsel for petitioner as well as learned Standing Counsel for respondents.
2. With the consent of learned counsel for the parties, all the aforesaid appeals are being heard and decided by this common judgment as the dispute in both writ petition pertains to grant of fair price shop license with regard to Gram Sabha Gopalpur, Tehsil - Nanpara, District Bahraich.
3. It has been submitted the proposal for grant of fair price shop license in favour of petitioner of Writ C No. 3753 of 2022 (Sakina Bano Vs. State of U.P.) was passed on 21.04.2022 while proposal for grant of fair price shop license in favour of petitioner of Writ C No. 6129 of 2022 (Maa Sherawali Self Help Group,Bahraich Thru. Its Secy. Smt. Gangajali Devi And Another Vs. State of U.P.) was passed on 13.06.2022. Both these proposals were to be forwarded by the Block Development Officer to the Tehsil Level Committee which was supposed to examine both proposals and forward it recommendations to the District Magistrate for allotment of the fair price shop license.
4. It seems that despite expiry of more than one and half years, no decision has been taken by the Tehsil Level Committee headed by Sub-Divisional Magistrate and accordingly no direction has been made in favour of either of these two persons

pursuant to the aforesaid proposal.

5. It is in the aforesaid circumstances, counsel for petitioners of both petitions submit that grievance of the petitioners would be substantially redressed in case Tehsil Level Committee is directed to pass an order with regard to both these proposals specially considering the fact that the same are pending for more than one and half year.

6. Learned Standing Counsel does not object to the aforesaid request.

7. In light of the above and with the consent of the parties, both the writ petitions are **disposed of** with a direction to Sub-Divisional Magistrate to pass appropriate orders in accordance with law on the proposal of the Gram Sabha dated 21.04.2022 as well as 13.06.2022 expeditiously, say, within a period of four weeks from the date a certified copy of this order is produced before him.

(Alok Mathur, J.)

Order Date :- 8.11.2023

Ravi/