

Court No. - 8

Case :- WRIT - A No. - 3763 of 2023

Petitioner :- Ravindra Nath Gautam And Another

Respondent :- State Of U.P. Thru. Prin. Secy. Home Govt. U.P And 5 Others

Counsel for Petitioner :- Pushpendra Kumar Sharma, Gurucharan Kashyap

Counsel for Respondent :- C.S.C.

Hon'ble Dinesh Kumar Singh, J.

1. Heard Shri Pushpendra Kumar Sharma, learned counsel for the petitioners and Ms. Deepshikha, learned Chief Standing Counsel appearing for the State-respondents.

2. The present petition under Article 226 of the Constitution of India has been filed seeking following reliefs:-

"(i) issue a writ, order or direction in the nature of Mandamus commanding and directing the opposite parties to send back the petitioners from their attachment place (U.P. Dial-100/112 Project, District-Ambedkarnagar) to their parent department.

(ii)...

(iii)..."

3. The petitioner No.1 and 2, who are Constables and Head Constables respectively, are posted in District Ambedkarnagar, in Dial 100/112 Establishment.

4. Leaned counsel for the petitioners submits that both the petitioners have completed more than 3 years of their posting at Dial 100/112. He further submits that as per the relevant Government Order issued in this respect, police personnel posted at Dial 100/112 should not remain posted for more than 3 years. It is further submitted that letters have been written by the competent authority for posting police personnel, who have completed more than 3 years of their posting at Dial 100/112, to some other place but the petitioners have not been relieved from their present place of posting to be posted elsewhere.

5. Learned counsel for the petitioners submits that the petitioners may be given liberty to approach respondent No.2 for taking appropriate action relieving them from their present place of posting and post them elsewhere.

6. Considering the aforesaid submission, present writ petition is **disposed of** with liberty to the petitioners to approach the competent authority i.e. Additional Director General of Police (Establishment), Uttar Pradesh, District-Lucknow for relief of posting them out from Dial 100/112. Respondent no.2 i.e. Additional Director General of Police (Establishment), Uttar Pradesh, District-Lucknow should consider the grievance of the petitioners and pass appropriate order within 2 months from the date petitioners approach him for the relief sought.

(Dinesh Kumar Singh, J.)

Order Date :- 19.5.2023

Piyush/-