

Court No. - 8

Case :- WRIT - C No. - 1007327 of 2013

Petitioner :- Shesh Narayan Tiwari

Respondent :- State Of U.P. Thru Prin. Secy. Higher Education And Others

Counsel for Petitioner :- Anil Kumar Pandey, Kailash Nath Mishra

Counsel for Respondent :- C.S.C., Akhilesh Kumar Srivastava, Jogendra Nath Verma, Manik Sinha

Hon'ble Pankaj Bhatia, J.

1. The present petition has been filed challenging the award dated 07.04.2011 passed in Adjudication No.130 of 2007, whereby the claim of the petitioner for reinstatement and back wages was not accepted, however, the petitioner was awarded compensation of Rs.50,000-.
2. The petitioner claimed that he had worked with the respondent from 21.12.2009 to 04.01.1991. On account of illness, he was taken leave and when he approach for joining on 14.12.1991 and 23.12.1991, the petitioner was not permitted to join.
3. The Tribunal considered the fact that the petitioner had filed the claim petition after 8 years and awarded compensation of Rs.50,000/-. After the award, the petitioner filed the present writ petition after lapse of two years.
4. In view of the conduct of the petitioner in approaching this Court after substantial time, I do not find any good reason to interfere with order of the tribunal.
5. The petition lacks merit and is accordingly ***dismissed***.
6. The amount of compensation as awarded by the Tribunal shall be paid to the petitioner, if not already paid by the respondents, with all expedition preferably within a period of two months, failing which, the petitioner would be at liberty to execute the award in accordance with law.

Order Date :- 18.10.2023

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