

Court No. - 8

Case :- WRIT - A No. - 4284 of 2023

Petitioner :- Chandra Pratap Singh And Another

Respondent :- State Of U.P. Thru. Prin. Secy. Home Deptt. Lko. And 4 Others

Counsel for Petitioner :- Adarsh Pratap Singh

Counsel for Respondent :- C.S.C.

Hon'ble Dinesh Kumar Singh,J.

1. Heard Mr. Adarsh Pratap Singh, learned counsel for the petitioners, as well as learned Standing Counsel, for respondents-State Authorities and perused the record.

2. By way of this petition under Article 226 of the Constitution of India the petitioners have prayed for the following reliefs:-

"(a) Issue a writ, order or direction in the nature of Mandamus thereby commanding the opposite parties to pay the salary to the petitioners from training period (29-12.2019) i.e. the date of initial appointment, instead of the stipend during training period and arrear thereof, as per the Government Order dated 22-12-2022 bearing its Sankhya"Panch-700(VETAN) 2022 (Anneuxre No.4) issued by the Director General of Police U.P. in the interest of justice.

(b) Issue a writ, order or direction in the nature of Mandamus thereby commanding the opposite parties to fix the seniority of the Petitioners from the date of their initial appointment and provide them all promotional benefits as and when fall due, in the interest of justice.

(c)...

(d)...

(e)...."

3. Learned counsel for the petitioners submits that the case of the petitioners is covered by the judgment and order dated 08.09.2021 passed by this Court in Special Appeal No.169 of 2020 since Petition for Special Leave to Appeal (C) No.798 of 2022, filed against the judgment and order dated 08.09.2021, has been dismissed by the Supreme Court vide order dated 04.02.2022.

4. The learned Standing Counsel does not dispute the said contention that the controversy, involved in the present petition, is covered by the judgment and order dated 08.09.2021 passed by this Court in Special Appeal No.169 of 2020.

5. In view thereof, the present petition is **allowed** in terms of the judgment and order dated 08.09.2021 passed by this Court in Special Appeal No.169 of 2020.

(Dinesh Kumar Singh, J.)

Order Date :- 31.5.2023
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