

Court No. - 4

Case :- CONTEMPT APPLICATION (CIVIL) No. - 2172 of 2019

Applicant :- Upma Chaudhary And Ors.

Opposite Party :- Smt. Renuka Kumar Addl. Chief Secretary Revenue Deptt.

Counsel for Applicant :- Arvind Kumar, Mohammad Ishtiyah, Mohd. Waris Farooqui

Hon'ble Rajesh Singh Chauhan, J.

1. Heard.

2. Sri Sunil Bajpai, learned Additional Chief Standing Counsel has drawn attention of this Court towards order of the Writ Court dated 07.05.2019 passed in Writ Petition (S/S) No.13007 of 2019, which reads as under:-

"Heard Sri Arvind Kumar, learned counsel for the petitioners.

Notices on behalf of opposite party Nos.1 & 2 have been accepted by the office of the learned Chief Standing Counsel, Sri Manish Mishra, Advocate has accepted notice on behalf of opposite party No.4, Sri Shivam Sharma, Advocate has accepted notice on behalf of opposite party No.7, while Sri Ajay Kumar, Advocate has accepted notices on behalf of rest of the opposite parties.

Learned counsel for the petitioners after arguing the matter at length has submitted that for redressal of their grievances, one representation dated 02.04.2018 has been preferred by the petitioners to the Additional Chief Secretary, Department of Basic Education, Government of U.P., Civil Secretariat, Lucknow, (opposite party No.1), which is contained as Annexure No.3 to the writ petition, but as per learned counsel for the petitioners, the said representation has yet not been decided by the authority concerned.

Learned counsel for the petitioners has prayed that ends of justice would suffice if necessary direction for disposal of the aforesaid representation of the petitioners is issued to the authority concerned within a stipulated time.

Sri Ran Vijay Singh, learned Additional Chief Standing Counsel for the State-respondents has submitted that all the requisite exercise for selection in question has already been completed, therefore, the present petitioners are not entitled for any reliefs.

Considering the innocuous prayer of learned counsel for the petitioners, without entering into the merits of the issue, the Additional Chief Secretary, Department of Basic Education, Government of U.P., Civil

Secretariat, Lucknow, (opposite party No.1), is hereby directed to consider and decide the representation of the petitioner dated 02.04.2018 (registered postal receipt has also been enclosed), which is contained as Annexure No.3 to the writ petition, strictly in accordance with law by speaking and reasoned order, with expedition preferably within a period of three months from the date of production of the certified copy of this order.

In view of the aforesaid terms, the writ petition is disposed of finally."

3. Sri Sunil Bajpai, learned Additional Chief Standing Counsel has provided the copy of instructions letter dated 17.10.2023 to the Court preferred by the Principal Secretary of the Department addressing to the Chief Standing Counsel enclosing therewith the copy of office memo dated 17.10.2023 whereby the representation of the petitioners has been decided by the Principal Secretary in terms of order of the Writ Court. The instructions letter dated 17.10.2023 along with its enclosures is taken on record.

4. Sri Sunil Bajpai, learned Additional Chief Standing Counsel may provide the copy of the office memo dated 17.10.2023 to the learned counsel for the petitioners.

5. In the wake of aforesaid development, nothing remains to be adjudicated in the instant contempt petition.

6. Accordingly, the instant contempt petition is ***dismissed***.

7. Notices, if any, stand discharged.

[Rajesh Singh Chauhan,J.]

Order Date :- 8.11.2023

Suresh/