

Court No. - 8

Case :- WRIT - A No. - 4646 of 2023

Petitioner :- Prem Kumar

Respondent :- State Of U.P. Thru. Addl. Chief Secy. Medical/Health Services,
U.P. Lucknow And 3 Others

Counsel for Petitioner :- Devendra Kumar Singh, Brijesh Kumar, Suresh Sharma

Counsel for Respondent :- C.S.C.

Hon'ble Dinesh Kumar Singh, J.

1. Heard learned counsel for the petitioner as well as Mr. Ram Pratap Singh Chauhan, learned Additional Chief Standing Counsel for the respondent-State Authorities.

2. This 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 the opposite parties to ensure the payment of Honorarium/Salary from the month of March, 2019 in view of his continuous service on the post of Sweeper cum Chaukidar.

(ii) issue a writ, order or direction in the nature of mandamus commanding the opposite parties to take decision upon the representation moved by the petitioner contained as Annexure no. 5 to the writ petition and to ensure the payment of Honorarium/Salary of petitioner from month to month including arrears.

(iii) issue a writ order or direction.....

(iv) award costs....."

3. The learned Additional Chief Standing Counsel submits that the budget has been asked for from the State Government for making payment to the petitioner and other persons, who were employed through outsourcing agency. It is further submitted that as soon as the budget is released, the payment would be made to the outsourcing agency, which would make the payment to the petitioner.

4. Considering the aforesaid submission advanced by the learned Additional Chief Standing Counsel, this writ petition is **disposed of** with a direction to the Chief Medical Officer, Bahraich to ensure payment of the petitioner through outsourcing agency as soon as the budget is received, and payment is made to the outsourcing agency.

[D.K. SINGH, J.]

Order Date :- 12.7.2023MVS/-