

Court No. - 17

Case :- WRIT - C No. - 7168 of 2023

Petitioner :- Smt. Sarojini And 4 Others

Respondent :- State Of U.P. Thru. Secy. Deptt. Of Food And Civil Supplies U.P. Lko. And 5 Others

Counsel for Petitioner :- Bharat Kumar Dixit, Akash Dikshit

Counsel for Respondent :- C.S.C.

Hon'ble Alok Mathur, J.

1. Heard Sri Akash Dikshit, learned counsel for petitioner as well as learned Standing Counsel for respondent Nos. 1 to 5.
2. In light of the proposed order, notice to respondent No. 6 is dispensed with.
3. It has been submitted by learned counsel for petitioner that respondent No. 6 is the fair price shop licensee for village Jagjivanpur Amariya, Post Nakfulha, District Raibareli. The fair price shop is running by him in the most arbitrary and oppressive manner against the villagers. His conduct with the villagers is highly dis-satisfactory. He further submits that there are several criminal cases registered against respondent No. 6 and in this regard number of representations have been given by petitioner to respondent No. 2 but no action has been taken. He further submits that on the previous occasion proceedings were initiated against respondent No. 6 and by means of order dated 22.01.2022 security of Rs. 5000/- was forfeited and merely because his security amount has been forfeited and a penalty has been imposed, no further action has been taken against him till date.
4. After arguing the matter at some length, he prays that all these facts may be duly considered by respondent No. 2 i.e. District Magistrate, Raebarely who may be directed to decide the matter of the petitioner.
5. Learned Standing counsel has no objection in case such a direction is issued to the respondent No. 2.
6. Accordingly, without entering into merits of the case, the writ petition is **disposed of** with a liberty to the petitioner to move an application before the respondent No. 2/District Magistrate,

Amethi and in case such an application is made within ten days from today, respondent No. 2 is directed to proceed to consider and decide the same expeditiously, say, within a period of six weeks thereafter in accordance with law.

(Alok Mathur, J.)

Order Date :- 23.11.2023

Ravi/