

Court No. - 4

Case :- CONTEMPT APPLICATION (CIVIL) No. - 3065 of 2023

Applicant :- Smt. Munni

Opposite Party :- Mangala Prasad Singh, District Magistrate / Collector, Hardoi

Counsel for Applicant :- Naresh Singh

Hon'ble Rajesh Singh Chauhan,J.

1. Heard Naresh Singh, learned counsel for the petitioner and Sri Mayanker Singh, learned Standing Counsel.

2. Sri Mayanker Singh has drawn attention of this Court towards the order of Writ Court dated 12.07.2023 passed in Writ-C No. 5701 of 2023 which reads as under:

"Heard learned counsel for the petitioner, learned Standing Counsel for the State and Sri Zafar Aziz, learned counsel for respondent no. 4.

The present writ petition has been preferred by the petitioner with the following reliefs:-

"(a) a writ, order or direction in the nature of Certiorari quashing/setting aside the impugned order dated 02.11.2019 contained in Annexure No. 1 to the writ petition.

(b) a writ, order or direction in the nature of mandamus commanding the opposite party no. 2 to consider and take a decision on representation/appeal dated 25.03.2023 and reminder application dated 12.06.2023 to the higher authority that is District Magistrate, Hardoi U.P. and regarding the claim of the petitioner on merit as contained as Annexure No. 7 to this writ petition in the interest of justice."

Against rejection of the claim of petitioner under the Scheme namely 'Samajvadi Kisan Evam Sarvhit Beema Yojana' by the Insurance Company vide its order dated 02.11.2019, the petitioner has preferred a representation before the respondent no. 2 i.e. District Magistrate, Barabanki on 25.03.2023.

After arguing at some length, learned counsel for the petitioner has submitted that the respondent no. 2 i.e. District Magistrate, Hardoi may be directed to take a decision on the representation of the petitioner dated 25.03.2023, within a stipulated time frame, as this Hon'ble Court may deem fit and proper.

Learned Standing Counsel has no objection to the prayer made by learned counsel for the petitioner.

On the request of learned counsel for the petitioner, the present writ petition is disposed of with a direction to the respondent no. 2 i.e. the District Magistrate, Hardoi to take a decision on the representation of the petitioner within a period of four weeks from the date of production/receipt of certified copy of this order. "

3. Sri Mayanker Singh has shown the copy of order dated 26th of August, 2023 whereby the petitioner has been declared entitled to get the benefit of 'Mukhyamantri Kisan Avam Sarvhit Bima Yozana' in respect of her late husband Banshi @ Banshilal

enclosing therewith the copy of letter dated 30th of September, 2023 of District Magistrate addressing to Chief Branch Manager, the New India Insurance Company Limited, Dharmshala Road, Hardoi directing him to provide the monetary benefit to the petitioner at the earliest in view of the aforesaid Scheme. The aforesaid order is taken on record and the copy thereof has been provided to Sri Naresh Singh, learned counsel for the petitioner.

4. In the wake of aforesaid development, there is no purpose to keep this contempt petition pending any longer.

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

6. Notices are discharged.

7. However, it is expected that the monetary benefit, pursuant to the letter dated 30th of September, 2023, would be given to the petitioner with expedition, preferably, within a period of four weeks, to be more precise on or before 18.11.2023.

8. If the aforesaid monetary benefit is not provided to the petitioner on or before the aforesaid date, the liberty is given to the petitioner to file an appropriate application seeking revival of the present contempt petition.

[Rajesh Singh Chauhan,J.]

Order Date :- 17.10.2023

kkv/