

Court No. - 20

Case :- WRIT - A No. - 7741 of 2023

Petitioner :- Anil Kumar Srivastava

Respondent :- State Of U.P. Thru. Prin. Secy. Revenue Deptt. U.P.
Lucknow And 2 Others

Counsel for Petitioner :- Anil Kumar Pandey

Counsel for Respondent :- C.S.C.

Hon'ble Manish Mathur,J.

1. Heard learned counsel for petitioner and learned State Counsel appearing on behalf of opposite parties.

2. Petition has been filed seeking the following reliefs:

"1. ISSUE, a writ order or direction in the nature of MANDAMUS commanding the opposite parties to provide all the post retiral dues i.e. pension, gratuity, amount of leave encashment, and other retiral dues admissible to him, taking into the facts that his services has been regularizes w.e.f. 05.06.1986 and the seniority has been fixed from the above said date and the petitioner has been promoted on the post of Revenue Inspector and thereafter promoted on the post of Nayab Tahsildar and has retired from the above said post on 30.06.2023 after attaining the age of superannuation i.e. 60 years as the similarly situated persons namely, Paras Nath Pal, Mohammad Usman Ansari, Rajendra Prasad Tiwari, Rajendra Prasad Dubey, Ram Naresh Mishra, Bindeshwari Prasad, Daya Ram Verma and Chandra Bhan Singh and other similarly situated persons have been provided retiral benefits and they are getting pension in accordance with law within the time stipulated by this Hon'ble Court.

2. ISSUE, other writ order or direction as is deemed fit and proper under the circumstances of the case."

3. For the said grievance, petitioner has already submitted a representation but seeks liberty to file a fresh representation before concerned authority. At present learned counsel for petitioner restricts his prayer for a final decision with regard to same.

4. Considering the fact that determination of petitioner's grievance would require factual aspects and in view of innocuous prayer being made by learned counsel for petitioner and without entering into the merits of the case petitioner is granted liberty to file a fresh representation before opposite party No.3 i.e. District Magistrate, Sultanpur. In case such a representation is filed, the same shall be considered and decided by a reasoned and speaking order within a period of eight weeks from the date a certified copy of this order is produced

before the said authority.

5. With the aforesaid observation, petition stands **disposed of**.

Order Date :- 10.10.2023

Subodh/-