

Court No. - 3

Case :- WRIT - C No. - 9210 of 2023

Petitioner :- Abhilash Chandra Kaushal

Respondent :- State Of U.P. Thru. Addl. Chief Secy. Deptt. Panchayat Raj Lko. And 3 Others

Counsel for Petitioner :- Rajesh Kumar

Counsel for Respondent :- C.S.C.

Hon'ble Vivek Chaudhary,J.

Hon'ble Manish Kumar,J.

Heard learned counsel for the petitioner and learned Standing Counsel for the State.

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

"i. To issue a writ, order or direction in the nature of mandamus commanding the opposite party no. 1 to proceed and conduct inquiry on the Complaint dated 05.08.2023 filed by the petitioner as provided under the Rules, 1997.

ii. To issue a writ, order or direction in the nature of mandamus commanding the opposite party no. 1 i.e. the State Government to proceed as per Rule 3 and Rule 4 of the Uttar Pradesh Kshettra Panchayats and Zila Panchayats (Removal of Pramukhs, Up-Pramukhs, Adhyakshas and Upadhyakshas) Enquiry Rules, 1997."

Learned counsel for petitioner submits that grievance of petitioner would be substantially met in case representation of petitioner for the said purposes is considered and decided in a time bound manner.

Learned Standing Counsel has no objection to the same.

In view thereof, petitioner is permitted to make a fresh detailed representation to respondent no.1- State of U.P. through Additional Chief Secretary, Department of Panchayat Raj, Civil Secretariat, Lucknow raising all his grievance, annexing therewith a copy of this writ petition along with annexures and all the documents in support of his claim within a period of two weeks from today along with a certified copy of this order.

In case such a representation is moved by petitioner, respondent no.1, shall consider and decide the same in

accordance with law by a reasoned and speaking order within a period of four months from the date a certified copy of this order along with representation is placed before him.

It is made clear that this court has not applied itself on the merits of the case and all questions are left open to be considered and decided by the competent authority in accordance with law.

With the aforesaid directions, present writ petition is disposed of.

(Manish Kumar, J.) (Vivek Chaudhary, J.)

Order Date :- 19.10.2023

Nitesh