

Court No. - 3

Case :- WRIT - C No. - 9279 of 2023

Petitioner :- M/S Divya Enterprises , Barabanki Thru. Its Proprietor Prabhakar Awasthi

Respondent :- Distt. Magistrate , Lko. And Others

Counsel for Petitioner :- Sunil Kumar Singh, Prateek Agrawal, Shrikant Gupta

Counsel for Respondent :- C.S.C.

Hon'ble Vivek Chaudhary, J.

Hon'ble Manish Kumar, J.

Learned counsel for the petitioner is permitted to correct the array of parties during course of the day.

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

The present writ petition has been filed with the following main prayer:

"a. Issue a writ of mandamus directing the Respondent No.3 to act upon and proceed with the tender no.2023_RDUP_796948_1 issued on 12.04.2023 and published on 13.04.2023 and to execute the agreement as per the terms of the tender with the petitioner."

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.2-Chief Development Officer, District - 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.2, shall consider and decide the same in accordance with law by a reasoned and speaking order within a period of two 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***.

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[Manish Kumar,J.] [Vivek Chaudhary,J.]

Order Date :- 19.10.2023

S. Kumar