

Court No. - 3

Case :- WRIT - C No. - 10008 of 2023

Petitioner :- Sunil Kumar Tyagi

Respondent :- State Of U.P. Thru. Addl. Chief Secy. Deptt. Of Housing Civil Sectt. Lko And 3 Others

Counsel for Petitioner :- M.P. Raju

Counsel for Respondent :- C.S.C., Rakesh Kumar Chaudhary

Hon'ble Vivek Chaudhary, J.

Hon'ble Manish Kumar, J.

Heard learned counsel for petitioner and Sri Rakesh Kumar Chaudhary, Learned counsel for the respondent.

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

"(i) To issue a writ, order or direction in the nature of Mandamus commanding and directing the opposite parties to restore the membership of the petitioner in pursuance of order dated 03.10.2022 passed by opposite party no.2 contained as Annexure No.1 to the Writ Petition.

(ii) To issue a writ, order or direction in the nature of Mandamus commanding and directing the opposite parties No.2 to take decision on representation of the petitioner dated 22.09.2023 contained as Annexure No.5 to the Writ Petition within a stipulated time framed by this Court."

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- Additional Housing Commissioner / Additional Registrar, Uttar Pradesh Awas Evam Vikas Parishad, 104, Mahatma Gandhi Road, Hazratganj, 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 :- 9.11.2023

S. Kumar