

Court No. - 3

Case :- WRIT - C No. - 10077 of 2023

Petitioner :- X Rape Victim Under Section Crime No. 576/2022 Thru. Her Father

Respondent :- State Of U.P. Thru. Prin. Secy. Women Welfare Deptt. Lucknow And 3 Others

Counsel for Petitioner :- Sanjeev Kumar Pandey

Counsel for Respondent :- C.S.C.

Hon'ble Vivek Chaudhary,J.

Hon'ble Manish Kumar,J.

1. Heard learned counsel for parties.

2. Present writ petition is filed by the petitioner for the following primary relief:-

"i. Issue a writ, order or direction in the nature of mandamus commanding to the opposite party no. 2 to recommend the case of the petitioner, who is victim of rape and was also minor, for release of the payment under the "Uttar Pradesh Rani Laxmi Bai Mahila Samman Kosh Niyamavali, 2015 (for brevity hereinafter referred as "Rule 2015)".

ii. Issue a writ, order or direction in the nature of mandamus commanding to the opposite parties to pay compensation to the petitioner who is victim of the rape and is minor in age under the "Uttar Pradesh Rani Laxmi Bai Mahila Samman Kosh Niyamavali, 2015 (for brevity hereinafter referred as "Rule 2015)."

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

4. Learned counsel for respondents have no objection to the same.

5. In view thereof, petitioner is permitted to make fresh detailed representation to respondent no. 2-District Steering Committee through its Chairman/District Magistrate, Lucknow, raising all her grievance, annexing therewith a copy of this writ petition along with annexures and all the documents in support of her claim within a period of two weeks from today along with a certified copy of this order.

6. In case such 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.

7. 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.

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

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

Order Date :- 9.11.2023/Nitesh