

Court No. - 17

Case :- WRIT - C No. - 10122 of 2023

Petitioner :- Jay Hanuman Mahila Swayam Sahayta Samooh, Ayodhya
Thru. Chairman Sushama Devi

Respondent :- State Of U.P. Thru. Prin. Secy. Food And Supplies Deptt.
Lko. And 7 Others

Counsel for Petitioner :- Durgesh Kumar Singh

Counsel for Respondent :- C.S.C., Mohan Singh, Ram Kinkar Upadhyay

Hon'ble Alok Mathur, J.

1. Heard Sri Durgesh Kumar Singh, learned counsel for the petitioner, learned Standing counsel for respondent Nos. 1 to 6, Sri Mohan Singh for respondent No.7 and Sri Ajay Pratap Singh for respondent No.8.
2. The vakalatnama filed on behalf of respondent No.8 is taken on record.
3. By means of the present writ petition the petitioner has challenged the order dated 10th October, 2023 passed by Sub Divisional, Magistrate, Tehsil Milkpur, District Ayodhya whereby the representation of the petitioner has been rejected.
4. Sri Ajay Pratap Singh, learned counsel appearing for respondent No.8 submits that subsequent to rejection of the representation of the petitioner allotment of the fair price shop license in question has been made in favour of respondent No.8 and submits that in case the petitioner is aggrieved of the said allotment he has alternate remedy of filing appeal.
5. Learned counsel for the petitioner submits that considering the subsequent development which has taken place where the allotment of license of the fair price shop in question has been made in favour of respondent No.8, he may be permitted to withdraw this petition with liberty to approach competent authority for challenging the said order of allotment dated 21.10.2023 before competent authority.
6. In light of the above, the petition is **dismissed as not pressed** with aforesaid liberty.

(Alok Mathur, J.)

Order Date :- 17.11.2023
RKM.