

Court No. - 1

Case :- WRIT - C No. - 10311 of 2023

Petitioner :- M/S A.K. Bajpayee Thru. Its Partner Mr. Arvind Kumar Bajpayee And Others

Respondent :- State Of U.P. Thru. Addl. Chief Secy. Avas Govt. Of U.P. Civil Sect. Lko. And Others

Counsel for Petitioner :- Anand Mani Tripathi, Vimlesh Chandra

Counsel for Respondent :- C.S.C., Ratnesh Chandra

Hon'ble Attau Rahman Masoodi, J.

Hon'ble Om Prakash Shukla, J.

1. Petitioner has approached this Court challenging the impugned order dated 12.01.2023 whereby certain dues has been raised against the petitioner by the respondent no. 5-Executive Engineer, Zone-3, Lucknow Development Authority, Vipin Khand, Gomti Nagar, Lucknow.

2. Learned counsel for the petitioner submits that the opportunity of hearing was not given to the petitioner before passing the impugned order.

3. Shri Ratnesh Chandra, learned counsel for the Lucknow Development Authority, as per instructions could not dispel the position.

4. In view of above, the order dated 12.01.2023 and consequential orders thereof are hereby set aside. It shall be open for the respondent no.3 to pass a fresh order, if he so desires by affording due opportunity of hearing to the petitioner.

5. The writ petition is **allowed**.

(Om Prakash Shukla, J.) (Attau Rahman Masoodi, J.)

Order Date :- 6.12.2023

Anand Sri./-