

**Court No. - 1**

**Case :-** WRIT - C No. - 10331 of 2023

**Petitioner :-** M/S Hare Krishna Constructions And Suppliers Thru. Its Proprietor Vaibhav Pandey

**Respondent :-** State Of U.P. Thru. Secy. Institutional Finance U.P. Govt. Civil Sectr. Lko. And Others

**Counsel for Petitioner :-** Sanjay Shukla

**Counsel for Respondent :-** C.S.C., Namit Sharma

**Hon'ble Attau Rahman Masoodi, J.**

**Hon'ble Om Prakash Shukla, J.**

1. Heard learned counsel for the petitioner and Sri Mahendra Kumar Mishra, learned Standing Counsel for the State.

2. At the very outset, learned Counsel for the petitioner has pointed out that the petitioner for the purposes of redressal of his grievance raised in the petition has placed reliance upon the judgment rendered by this Court in Writ Petition No. 10743 (MB) of 2015 decided on 19.11.2015. A copy of the judgement placed reliance upon is filed as Annexure No.2 to the writ petition.

3. Learned Standing Counsel, on the pointed query made to him, as to whether the benefit of the judgment placed reliance is at all available to the petitioner or not, in the facts and circumstances of the case, has replied that the benefit of the judgment placed reliance is fully available to the petitioner.

4. Considering the consensus of learned Counsel for both the parties, we **allow** this writ petition and the benefit of the judgment and order dated 19.11.2015 passed in Writ Petition No. 10743 (MB) of 2015 shall be extended to the petitioner of the instant writ petition also.

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**[Om Prakash Shukla, J.] [Attau Rahman Masoodi, J.]**

**Order Date :-** 28.11.2023

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