

Court No. - 17

Case :- WRIT - C No. - 10417 of 2023

Petitioner :- Vimal Kumar

Respondent :- State Of U.P Thru. Prin. Secy. Food And Civil Supply
Civil Sectr. Lko. And 5 Others

Counsel for Petitioner :- Yogesh Singh, Abhishek Singh

Counsel for Respondent :- C.S.C., Dilip Kumar Pandey

Hon'ble Alok Mathur, J.

1. Heard Sri Yogesh Singh, learned counsel for the petitioner as well as learned Standing Counsel for the State respondents and Sri Dilip Kumar Pandey, learned counsel appearing for respondent no. 5.

2. It has been submitted by learned counsel for the petitioner that mother of the petitioner namely Smt. Rani Devi was fair price shop licensee for Village - Devgaon, Tehsil - Dalmau, District - Raebareilly and unfortunately she died on 21.06.2023. It is further submitted that according to Government Order dated 05.08.2019, the petitioner being legal heir of late Rani Devi, is also entitled to be granted license of fair price shop and accordingly has moved an application on 16.11.2023 for allotment of fair price shop in his favour.

3. Learned counsel for the petitioner after arguing the matter up to some length confines his prayer for appropriate direction to respondent no. 3 - Sub Divisional Magistrate, Tehsil - Damau, District - Raebareilly to consider his application for grant of fair price shop license on compassionate ground and pass appropriate orders thereupon.

4. Learned counsel for the respondents have no objection to the limited prayer made by learned counsel for the petitioner.

5. Accordingly, present writ petition is **disposed of** with direction to respondent no. 3 - Sub Divisional Magistrate, Tehsil - Damau, District - Raebareilly to consider and pass necessary orders on the application of the petitioner dated 16.11.2023, for allotment of fair price shop license. Let consideration be made by the authority concerned expeditiously, say within four weeks from the date of production of certified copy of this order, in accordance with law and communicate the decision to the petitioner.

Order Date :- 29.11.2023

A. Verma

(Alok Mathur, J.)