Court No. - 7

Case :- WRIT - A No. - 9242 of 2023

Petitioner :- Lakshmi Devi
Respondent :- State Of U.P. Thru. Addl. Chief Secy. Urban Development Deptt. Lko. And 3 Others
Counsel for Petitioner :- Ajay Sharma,Vijay Sharma
Counsel for Respondent :- C.S.C.,Sriniwas Bajpai

Hon'ble Abdul Moin,J.

1. Heard the counsel for the petitioner, learned Standing counsel appearing on behalf of the respondents no. 1 & 2 and Sri Sriniwas Bajpai, learned counsel for the respondents no. 3 & 4.

2. With the consent of learned counsel for the parties, the writ petition is being finally decided.

3. Instant writ petition has been filed praying for the following main reliefs:-

"(i) Issue a writ, order or direction in the nature of mandamus commanding to the opposite party no. 4/Executive Officer, Nagar Palika Parisad, Sitapur to expeditiously make payment of Gratuity (Rs. 5,43,789/-), amount of Leave Encashment, arrears of pension (3 months), Bonus and arrears of enchanted D.A along with interest @ 8 % up to the actual date of payment to the petitioner."

4. Sri Sriniwas Bajpai, learned counsel appearing on behalf of the respondents no.3 and 4 fairly states that on account of paucity of funds, the dues have not been paid which shall be paid positively within a period of six months from today. It is further argued that part payment of the 1/4 of the total dues shall be paid to the petitioner within a period of three months and the balance shall be paid within a period of six months.

5. In view of the fairness of the counsel for respondents no.3 and 4, it is directed that one-fourth of the total outstanding amount to which the petitioner is entitled shall be paid by the respondents within a period of three months from today and the balance shall be paid within a period of six months. In case the amount is not paid within the time as granted, the respondents no.3 and 4 would be liable to pay interest @ 7% per annum from the date when the amount fell due till actual payment/realization.

6. With the said observations, the writ petition stands disposed off.

Order Date :- 2.12.2023
Pachhere/-

Digitally signed by :-
SATYENDRA SINGH PACHHERE
High Court of Judicature at Allahabad,
Lucknow Bench