

Court No. - 20

Case :- WRIT - A No. - 9405 of 2023

Petitioner :- Munendra Kumar Saxena

Respondent :- State Of U.P. Thru. Prin. Secy. Animal Husbandary Deptt.
Govt. U.P. Lucknow And Another

Counsel for Petitioner :- Birendra Kumar Yadav, Amit Kumar, Manoj
Kumar Yadav

Counsel for Respondent :- C.S.C.

Hon'ble Manish Mathur, J.

Heard learned counsel for petitioner and learned State Counsel appearing on behalf of opposite parties.

Petition has been filed seeking following reliefs:-

"1) To issue writ order of direction in the nature of mandamus commanding and directing the opposite parties to consider & grant pensionary benefits to the petitioner treating him Regular Investigator-cum-Computer, alike similar benefits have been granted in case of his Colleagues and similarly situated Investigator-cum- Computers in terms of judgment & order dated 01.03 2023 passed in Writ A no. 12118 of 2021 and thereafter allow all consequential service benefits and retiral dues.

2) To issue writ order or direction in the nature of mandamus commanding and directing the opposite parties to decide the representation of the petitioner dated 09.08.2023, submitted by the petitioner for grant of pension, in terms of judgment & order dated 01.03.2023 passed in Writ A no. 12118 of 2021 by the Hon'ble Court in case of similarly situated employees appointed along with the petitioner.

3) To issue any order or direction as the Hon'ble Court deems just, fit and proper in circumstances of the case;

4) To award the cost of the petition to the petitioner."

For the aforesaid grievance, the petitioner has already submitted a representation but seeks liberty to file a fresh representation.

Considering innocuous prayer being made by learned counsel for the petitioner and without entering into the merits of the case petitioner is granted liberty to file a fresh representation before opposite party No. 1 i.e. Principal Secretary, Animal Husbandary Department, Government of U.P., Lucknow or any

other competent authority. In case such a representation is filed, the same shall be decided taking into account judgment and order dated 1st March, 2023 passed in writ A No. 12118 of 2021, Aditya Kumar and others versus State of U.P. and others with regard to grant of benefit to petitioner in case the same is applicable upon petitioner within with period of eight weeks from the date a copy of this order is produced before the said authority.

With the aforesaid observations, the writ petition stands **disposed of.**

Order Date :- 11.12.2023

prabhat