

Court No. - 20

Case :- WRIT - A No. - 9579 of 2023

Petitioner :- Amit Kumar Mishra

Respondent :- State Of U.P. Thru. Prin. Secy. (Revenue Deptt.) Civil Sectt. Lko And 3 Others

Counsel for Petitioner :- Sanjay Misra, Mrs. Anju Raghuvansh

Counsel for Respondent :- C.S.C., Gaurav Mehrotra, Utsav Mishra

Hon'ble Manish Mathur, J.

1. Heard learned counsel for petitioner, learned State Counsel appearing on behalf of opposite parties no.1 and 2 and Mr. Utsav Mishra, learned counsel appearing for opposite parties no.3 and 4.

2. Petition has been filed seeking following reliefs:

"A. To Issue a writ order or direction in the nature of Certiorari thereby quashing the impugned order on 07-12-2023 passed by opposite party no-2 contained as Annexure No.1 by which he has rejected the correction of the financial year 2020 and 2021.

B. To Issue a writ, order or direction in the nature of Mandamus thereby commanding the concerned opposite parties to correct/amend the year 2020 on the certificate of EWS which was inadvertently mentioned 2021 only in place of 2020-21."

3. Learned State counsel however on the basis of instructions submits that relevant documents as required for Financial Year 2020-2021 as per Government Order dated 18.02.2019 having not been submitted by petitioner, his application for grant of EWS certificate for the said year has been rejected.

4. Learned counsel for petitioner therefore submits that the petitioner is ready and willing to supply all the relevant documents as required for Government Order dated 18.02.2019 within a period of three days from today.

5. In view of aforesaid submission, it is directed that in case petitioner provides relevant documents as he supposed to in accordance with Government Order dated 18.02.2019, relevant authority i.e. opposite party no.2 i.e. Tehsildar, Tehsil Jalalpur, District Ambedkar Nagar shall consider issuance of EWS certificate for the relevant years prayed for by the petitioner. Such action shall be taken by opposite party no.2 within a period of ten days from the date of receipt of such documents from the petitioner.

6. Since by means of impugned order dated 07.12.2023, merits of the case have not been decided, this petition is **disposed of** in terms of aforesaid directions without quashing the order dated 07.12.2023.

Order Date :- 20.12.2023

Subodh/-