

Court No. - 3

Case :- WRIT - C No. - 10910 of 2023

Petitioner :- M/S Sterimed Medical Devices Pvt. Ltd. New Delhi Thru. Auth. Representative Mr. Naveen Kumar Gupta

Respondent :- State Of U.P. Thru. Addl. Chief/Prin.Secy. Deptt. Medical Health And Family Welfare Lko. And Others

Counsel for Petitioner :- Aishvarya Mathur

Counsel for Respondent :- C.S.C., Abhinav Trivedi

Hon'ble Vivek Chaudhary, J.

Hon'ble Manish Kumar, J.

1. Learned counsel for the petitioner and Shri Abhinav Trivedi, learned counsel for the respondent no. 3.

2. Writ petition has been preferred with the following main relief:-

"i) To issue a writ order or direction in the nature of mandamus commanding the respondent no. 2 to consider and take appropriate decision in respect of the petitioner on the Enquiry Report dated 13.05.2021, submitted by the Enquiry Committee constituted vide Office Order bearing no. 484/5-1-2020/CM-136/2020, dated 05.04.2021 issued by the Respondent no.2, copy whereof is annexed as annexure no.2 to this writ petition within such reasonable time frame as this Hon'ble court deems just and proper.

ii) To issue a writ, order or direction in the nature of mandamus commanding the respondent no. 2 to consider and take appropriate decision for making payments to the petitioner towards the PPE Kits supplied by the petitioner to the respondent no.3 to the petitioner in pursuance of the Purchase Order dated 10.05.2020, within such reasonable time frame as this Hon'ble Court deems just and proper."

3. Learned counsel for petitioner submits that grievance of petitioner would be substantially met in case application of petitioner for the said purposes is considered and decided in a time bound manner.

4. Without entering into merits of the case, the petitioner is permitted to make an application before the respondent no.2- Additional Chief Secretary/Principal Secretary, Department of Medical Health and Family Welfare, Govt. of U.P., Lucknow raising all his grievance, annexing therewith a copy of this writ petition along with annexures and all the documents in support of his claim within a period of two weeks from today along

with a certified copy of this order.

5. In case such a application is moved by petitioner, respondent no.2, if there is no legal impediment, shall consider and decide the same and release the amount in accordance with law after hearing all the concerned parties by a reasoned and speaking order within a period of two months from the date a certified copy of this order along with application is placed before him.

6. With the aforesaid directions, present writ petition is **disposed of.**

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[Manish Kumar, J.] [Vivek Chaudhary, J.]

Order Date :- 15.12.2023

-Amit K-