

Court No. - 7

Case :- WRIT - A No. - 9929 of 2023

Petitioner :- Mahmood Ali

Respondent :- State Of U.P. Thru. Prin. Secy.(Basic Edu.) Lko And Another

Counsel for Petitioner :- Onkar Singh,Bhuvan Dwivedi

Counsel for Respondent :- C.S.C.,Shivam Sharma

Hon'ble Abdul Moin,J.

1. Heard learned counsel for the petitioner, learned Standing Counsel appearing for the respondent no.1, and Sri Shivam Sharma, learned counsel for respondent no.2.

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

3. Instant writ petition has been filed praying for a mandamus commanding the respondents to pay the death cum retiral dues to the petitioner of his deceased wife, who died on 11.12.2017 while working on the post of Assistant Teacher.

4. The contention of learned counsel for the petitioner is that despite the petitioner being eligible for being paid the death cum retiral dues of his wife, the same have still not been paid to the petitioner.

5. Learned counsel for the petitioner after arguing at some length submits that with regard to the relief sought in the writ petition, the petitioner may be permitted to submit a fresh representation before respondent no.2 which may be directed to be decided within a time frame fixed by this Court to which learned counsels for respondents have no objection.

6. In view of the above, it is provided that in case the petitioner submits a representation within two weeks from today before respondent no.2 then respondent no.2 shall endeavour to decide the same by means of a reasoned and speaking order within a further period of six weeks from the date of submission of the representation along with certified copy of this order.

7. With the aforesaid direction, writ petition is disposed off.

8. It is made clear that this Court has not gone into the merits of the case.

Order Date :- 22.12.2023

A. Katiyar