

Court No. - 4

Case :- WRIT - A No. - 12378 of 2024

Petitioner :- Sri Krishna

Respondent :- State Of U.P. Thru. Prin. Secy. Deptt. Housing Urban Planning Govt. Lko. And 3 Others

Counsel for Petitioner :- Anand Dubey, Km. Saumya Tiwari

Counsel for Respondent :- C.S.C., Ratnesh Chandra, Vikas Singh

Hon'ble Rajnish Kumar, J.

Sri Shikhar, Advocate filed vakalatnama on behalf of the respondent nos. 2 and 3, which is taken on record.

Heard Ms. Saumya Tiwari, learned counsel for the petitioner, learned Additional Chief Standing Counsel for the respondent no. 1, Sri Shikhar, Advocate appearing for the respondent no. 3 and Sri Adarsh Srivastava, Advocate holding brief of Sri Vikas Singh, learned counsel for the respondent no. 4.

Learned counsel for the petitioner submits that the petitioner had worked on the post of Junior Clerk with the respondent no. 4 w.e.f. 1988 and he was regularised w.e.f. 01.01.2008 but the benefit of Old Pension Scheme has not been provided to him, whereas in the similar circumstances, this Court had allowed Writ A No. 17042 of 2021 (Kamaluddin versus State of U.P. and Another) by means of the judgment and order dated 06.12.2021 relying on the judgment of the Hon'ble Apex Court passed in the case of Prem Singh versus State of U.P. and others; 2019(10) SCC 516 and judgment of this Court in the case of Kaushal Kishore Chaubey and others versus State of U.P. and others). Therefore she makes an innocuous prayer for a direction to the respondent no. 3 from where after attaining the age of superannuation he has retired on 28.02.2021 to consider and dispose of the representation dated 12.08.2024 filed along with this petition at page No. 49 of this petition. To which there is no objection by the other side.

In view of above, without entering into the merits of the case, the petition is **disposed of** with direction to the respondent no. 3 to consider and dispose of the representation of the petitioner dated 12.08.2024 in accordance with law within a period of six weeks from the date of production of certified copy of this order.

Consequences shall follow accordingly as per law.

Order Date :- 19.12.2024/Akanksha Sri.