Court No. - 71

Case :- WRIT - C No. - 19387 of 2020

Petitioner :- Girdhar Gopal Singh
Respondent :- State Of U P And 5 Others
Counsel for Petitioner :- Amrendra Pratap Singh
Counsel for Respondent :- C.S.C.,Bhupendra Kumar Tripathi

Hon'ble Mahesh Chandra Tripathi,J.

Heard learned counsel for the petitioner; Sri Sanjay Ram Tripathi, learned Standing Counsel for the State respondents and Sri Bhupendra Kumar Tripathi, learned counsel for the Gaon Sabha.

The petitioner is before this Court with request to issue a mandamus commanding the respondents to allot the fair price shop dealer in EWS (Economic Weaker Section) category to SHG (Selp Help Group) who are representative and functioning in the village Changaipur, District Azamgarh. Further request has been made to direct the second respondent, District Magistrate Azamgarh to decide the petitioner's representation dated 21.9.2020 (Annexure No. 6 to the writ petition) expeditiously.

Learned counsel for the petitioner in support of his submissions states that the Government Order dated 7.7.2020 holds the field. Subsequently, certain clarification has been given by the State Government though order dated 26.7.2020. He submits that the representation of the petitioner has to be decided in the light of the said clarification.

In view of the above, on consent and without expressing any opinion on the merits of the issue and considering the facts and circumstances of the case, this writ petition is disposed of finally with a direction to the competent authority to proceed and decide the representation dated 21.9.2020 strictly in accordance with law, as expeditiously as possible and preferably within a period of two months from the date of production of a copy of this order before him but certainly after affording opportunity to all stakeholders in the matter and taking into account the Government Order which holds the field.

The party shall file computer generated copy of such order downloaded from the official website of High Court Allahabad, self attested by the petitioner alongwith a self attested identity proof of the said person (preferably Aadhar Card) mentioning

the mobile number to which the said Aadhar Card is linked.

The concerned Authority/Official shall verify the authenticity of such computerised copy of the order from the official website of High Court Allahabad and shall make a declaration of such verification in writing.

Order Date :- 26.11.2020
A.K.Srivastava