

Court No. - 28

Case :- MISC. SINGLE No. - 11829 of 2021

Petitioner :- Ajeet Singh & Ors.

Respondent :- State Of U.P.Thru. Secy. Medical Health & Family Wel.& Ors.

Counsel for Petitioner :- Ram Kumar Singh,Himanshu Shukla

Counsel for Respondent :- C.S.C.

Hon'ble Jaspreet Singh,J.

The Court has convened through ***Video Conferencing.***

Heard learned counsel for the petitioners. Notice on behalf of respondent nos. 1 to 6 has been accepted by the office of the learned Additional Chief Standing Counsel.

By means of the instant petition, the petitioner seeks a direction in the nature of mandamus commanding the respondent nos. 3 to 6 to take a decision on the pending applications moved by the petitioners moved by the petitioners before the respective Chief Medical Officers of the said districts under Clinical Establishment) Act, 2010 for practice as Primary Health Workers.

It is submitted that large number of applications have been submitted before the respondent nos. 3 to 6, however, the same has yet not been decided.

The learned Additional Chief Standing Counsel submits that ends of justice can be served in case if a direction can be issued to the respondent nos. 3 to 6 to consider the applications of the petitioners.

Be that as it may, the issue before the Court is trivial and no gainful purpose will be served in keeping the aforesaid petition pending, however, this Court is of the opinion that ends of justice can be served by permitting the petitioners to move fresh representations to the respective Chief Medical Officers of the said districts within a period of 10 days from today and in case if the petitioners make a fresh representation before the said Chief Medical Officer of the said Districts, the same shall be considered and decided within a period of 4 weeks by a speaking and reasoned order.

It is made clear that the Court has not examined the case of the petitioner on merits and the Authorities concerned shall be free to take an independent decision strictly in accordance with law.

With the aforesaid, the petition stands disposed of.

The party shall file computer generated copy of order downloaded from the official website of High Court Allahabad, self attested by it alongwith a self attested identity proof of the said person(s) (preferably Aadhar Card) mentioning the mobile number(s) to which the said Aadhar Card is linked, before the concerned Court/Authority/Official.

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

Order Date :- 14.6.2021

Asheesh