

Court No. - 45

Case :- WRIT - C No. - 15493 of 2018

Petitioner :- Majahar Husen

Respondent :- State Of U.P. And 4 Others

Counsel for Petitioner :- Rajeev Kumar Mishra

Counsel for Respondent :- C.S.C., Dharam Deo Chauhan

Hon'ble Suneet Kumar,J.

Heard the learned counsel for the parties.

Petitioner by instant writ petition seeks following relief:

"To issue a writ, order or direction in the nature of mandamus commanding the respondent nos. 2 to 3 to conduct voting of villagers in an open meeting in Gram Sabha Kamhariya, P.O. Lahra, District Siddhartha Nagar to allot licence of Fair Price Shop".

Learned counsel for the petitioner submits that despite protest of villagers, fair price shop was allotted in favour of the fifth respondent. Against the allotment order, petitioner moved a representation dated 1.3.2018 and thereafter 16.3.2018 which are pending consideration.

Learned standing counsel, at the outset, submits that the impugned order is appealable. This fact is not disputed by learned counsel for the petitioner.

The writ petition is, accordingly, dismissed as withdrawn with liberty to the petitioner to take alternative remedy.

Order Date :- 30.4.2018

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