

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 2369/2017
[Arising out of impugned final judgment and order dated 03-05-2016
in WA No. 30922/1996 passed by the High Court of Judicature at
Allahabad]

STATE OF UTTAR PRADESH

Petitioner(s)

VERSUS

RAJ PAL SINGH MALIK(D) THR. LRS & ANR.
(IA No. 91647/2024 - EXTENSION OF TIME
IA No. 91609/2024 - EXTENSION OF TIME
IA No. 91608/2024 - EXTENSION OF TIME
IA No. 91607/2024 - RECALLING THE COURTS ORDER
IA No. 89314/2017 - VACATING STAY)

Respondent(s)

Date : 14-11-2024 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE VIKRAM NATH
HON'BLE MR. JUSTICE PRASANNA B. VARALE

For Petitioner(s) Mr. P. S. Patwalia, Sr. Adv.
Mr. K. Parameshwar, A.A.G.
Mr. Rajeev Kumar Dubey, Adv.
Ms. Deveshi Chand, Adv.
Mr. Gaurav Preet Patwalia, Adv.
Mr. Ashiwan Mishra, Adv.
Mr. Kamendra Mishra, AOR

For Respondent(s) Mr. Yatendra Sharma, Adv.
Ms. Apoorva Sharma, Adv.
Mr. Dhawesh Pahuja, AOR

Mr. Sudhir Kulshreshtha, AOR

UPON hearing the counsel the Court made the following
O R D E R

We have gone through the affidavit(s) of the
Principal Secretary, Department of Urban Development,
Government of Uttar Pradesh, Lucknow duly sworn on
6th November, 2024, according to which, it has been

confirmed that after calculating the outstanding amount of arrears of salary and arrears of pension, a total amount of Rs. 32,77,024/- (Rupees Thirty Two Lakh Seventy Seven Thousand and Twenty Four only) has been credited to the account of Rajni Malik, wife of late Raj Pal Singh Malik on 28th October, 2024.

The aforementioned fact is acknowledged by the learned counsel appearing for the respondents Mr. Yatendra Sharma. The above calculation details take into consideration the pension arrears upto 13th August, 2024. Mr. Yatendra Sharma, learned counsel has further expressed concern that the subsequent pension payments should be regularised and disbursed on a regular basis.

Learned senior counsel appearing for the petitioner-State of Uttar Pradesh, Mr. P. S. Patwalia, has assured that the pension will be disbursed without fail and ensure that Ms. Malik will continue to receive her family pension and will not be deprived of her family pension.

Learned senior counsel further submits that the directions have been complied with regard to the prayers made in the writ petition filed by the respondent and no further action/compliance is required at the end of the State and the matter may be closed.

He, however, requests that before that this Court may further allow application to recall the Court's order dated 9th April, 2024 and application(s) for extension of time which had provided that in the event of non-compliance within a week, the petition would stand automatically dismissed without further reference to the court.

In view of the compliance being made, and that the legal heir(s) of the original writ petitioner before the High Court is satisfied, we are inclined to allow the same. Accordingly, it is ordered that the order dated 9th April, 2024 is withdrawn.

In view of the above, the special leave petition stands disposed of.

Pending application(s), if any, shall stand disposed of.

(SONIA BHASIN)
COURT MASTER (SH)

(RANJANA SHAILEY)
COURT MASTER (NSH)