



2026:AHC:55548

HIGH COURT OF JUDICATURE AT ALLAHABAD

WRIT - A No. - 3676 of 2026

Shyam Pratap Singh

.....Petitioner(s)

Versus

State Of U.P. And 4 Others

.....Respondent(s)

Counsel for Petitioner(s)	:	Chandra Bhan Gupta, Rajesh Kumar
Counsel for Respondent(s)	:	C.S.C.

Court No. - 33

HON'BLE VIKAS BUDHWAR, J.

1. On the request of the learned counsel for the writ petitioner, he is permitted to implead the I.G. Establishment, U.P. Police Headquarter, U.P. Lucknow as respondent no. 6.
2. Heard learned counsel for the petitioner and learned Standing Counsel, who appears for State-respondents.
3. The case of the writ petitioner is that he was appointed on the post of Constable and subsequently promoted as Head Constable and he is working at PS Gagnair, District- Kanpur Dehat. The next post for which the writ petitioner claims to be promoted is the post of Sub-Inspector. Learned counsel for the writ petitioner submits that though there happened to be an FIR No. 0149, under Sections 323, 504, 506 IPC dated 23.03.2018, however, the writ petitioner came to be promoted on the post of Head Constable on 06.04.2021 and thus the writ petitioner's case needs to be considered for promotion on the post of Sub-Inspector in the light of the Government order dated 28.05.1997.
4. Prayer in the present petition is for a direction to the respondents to consider the claim.
5. Learned Standing Counsel submits that the claim of the writ petitioner needs adjudication at the first instance by the sixth respondent.
6. To such a submission, learned counsel for the petitioner has no objection and he gracefully accepts the same.
7. Considering the submissions of the rival parties as well as stand taken by

them, the writ petition is being **disposed off** granting liberty to the writ petitioner to prefer a comprehensive representation along with the self-attested copy of the writ petition before the sixth respondent, who shall on the receipt of the same within a period of two weeks, proceed to decide the claim of the petitioner strictly in accordance with law within a period of three months from the date of presentation of the certified copy of the order bearing in mind the suitability, eligibility, competing claims, if any. In case the sixth respondent is of the opinion that the matter is to be decided by some other authorities then the papers shall be transmitted to the same.

8. Needless to point out that the writ petition has been decided without seeking any response from the respondents. Thus, passing of this order may not be construed to an expression that this Court has gone into the merits of the case.

9. With the aforesaid observation, the writ petition is **disposed off**.

10. Instructions filed today are taken on record and marked as appendix A.

March 18, 2026

Ashu

(Vikas Budhwar,J.)