

Case :- MISC. BENCH No. - 8847 of 2020

Petitioner :- Deepak Singh

Respondent :- The Hon'ble Chairman U.P. Legislative Council, Lko. & Ors.

Counsel for Petitioner :- Onkar Singh, K.C. Kaushik, Rahul Kaushik

Counsel for Respondent :- Lalit Shukla

Hon'ble Pankaj Kumar Jaiswal, J.

Hon'ble Dinesh Kumar Singh, J.

1. Today, Vakalatnama has been filed by Shri Sharad Pathak, Advocate on behalf of respondent no.3, which is taken on record.
2. Heard Shri Onkar Singh, learned counsel for the petitioner, Shri Lalit Shukla, learned counsel for the respondent nos.1 and 2 and Shri Sharad Pathak, learned counsel for the respondent no.3.
3. Learned counsel for the petitioner submits that a petition for disqualification of respondent no.3 has been filed under Article 191(2) read with Para 2(1)(a) of the Tenth Schedule of the Constitution of India on 9.5.2018 and thereafter a reminder has been sent on 28.02.2020, but till today the matter has not been decided therefore he has filed the present petition.
4. Learned counsel for the petitioner has also drawn our attention to paragraph no.28 in Civil Appeal No.547 of 2020 (arising out of SLP (Civil) No.18659 of 2019); *Keisham Meghachandra Singh Vs. The Hon'ble Speaker Manipur Legislative Assembly and Ors.* and submitted that reasonable period to decide disqualification petitions is three months from the date on which the petition is filed.

5. Considering the aforesaid, we direct the respondent no.2- Principal Secretary, U.P. Legislative Council, Lucknow to file his affidavit and point out to this Court as to why the matter has not been decided within time as fixed by the Court in similar matters and submit his explanation on or before Friday.
6. List on Friday, i.e. 19.06.2020.

Order Date :- 12.6.2020

Arnima

(Dinesh Kumar Singh, J.) (Pankaj Kumar Jaiswal, J.)