2026:AHC:211138-DB

HIGH COURT OF JUDICATURE AT ALLAHABAD

SPECIAL APPEAL DEFECTIVE No. - 228 of 2012

Kamala Prasad

.....Appellant(s)

Versus

The Union Of India And Others

.....Respondent(s)

Counsel for Appellant(s)	:	Ameet Srivastava, Fahd Iqbal, Sahab Ali, Salil Srivastava
Counsel for Respondent(s)	:	A.S.G.I. (2012/3137), Amrish Sahai, C.S.C., P.R. Chaubey, Raghu Bans Sahai

Court No. - 4

HON'BLE RAJAN ROY, J.
HON'BLE ARUN KUMAR, J.

(C. M. Application No. 1 of 2012)

1. This is an application for condonation of delay in filing special appeal supported with affidavit.

2. Heard learned counsel for the applicant/appellant and learned counsel for the contesting respondents.

3. There is a delay of 144 days. Cause shown in the affidavit filed in support of the application for condonation of delay in filing special appeal is sufficient.

4. Accordingly, the application for condonation of delay is allowed and the delay is condoned.

Order on Special Appeal

1. This is a special appeal under Chapter VIII Rule 5 of the Allahabad High Court Rules, 1952 challenging the judgment and order dated 28.09.2011 passed by the writ Court in Writ - C No. 56759 of 2011.

2. In the earlier writ petition bearing Writ - C No. 16007 of 2010 filed by the appellant-petitioner an order was passed for a decision on his representation. The said representation was disposed of on 29.05.2010.

Challenging the same a subsequent writ petition bearing Writ - C no. 56759 of 2011 was filed which has been dismissed with liberty to the appellant-petitioner to avail the remedy prescribed in para 10.2 of the relevant Scheme i.e. Agricultural Debt Waiver and Debt Relief Scheme, 2008.

3. We have perused the aforesaid Scheme. Para 10.02 of the aforesaid Scheme reads as under:-

"10.2 Every lending Institution shall appoint one or more Grievance Redressal Officers for each State (having regard to the number of branches in that State). The name and address of the Grievance Redressal Officer concerned shall be displayed in each branch of the lending Institution. The grievance Redressal Officer shall have the authority to receive representations from aggrieved farmers and pass appropriate orders thereon. The order of the Grievance Redressal Officer shall be final."

4. The above quoted provision contains an efficacious remedy for the appellant-petitioner against the order dated 29.05.2010, therefore, he should avail the same. We do not find any error in the judgment and order of the writ court.

5. The Special Appeal is **disposed of**, accordingly.

(Arun Kumar,J.) (Rajan Roy,J.)

October 8, 2026
R.K.P.

Digitally signed by :-
RAJ KUMAR PATEL
High Court of Judicature at Allahabad