

Court No. - 36

Case :- WRIT - A No. - 17966 of 2023

Petitioner :- Ratul Bajaj

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

Counsel for Petitioner :- Kamal Kumar Keshewani

Counsel for Respondent :- C.S.C.

Hon'ble Manjive Shukla,J.

1. Heard learned counsel appearing for the petitioner and learned Standing Counsel appearing for the Respondents No. 1 to 4.
2. In view of the proposed order, notice to private Respondent No. 5 is dispensed with.
3. Mother of the petitioner, while working on the post of Head Mistress at Saraswati Vidyalaya Kanya Junior High School Ramnagar, District Agra died on 6.11.2010. Though the death-cum-retirement gratuity was payable to the petitioner in lieu of the death of the mother of the petitioner but the said amount has been paid to the petitioner on 12.06.2023.
4. Learned counsel appearing for the petitioner has submitted that since there was inordinate delay in payment of death-cum-retirement gratuity to the petitioner, therefore it should have been paid along with adequate interest over the delayed payment.
5. Learned counsel appearing for the petitioner has invited attention of this court towards representation dated 3.08.2023 submitted before the District Basic Education Officer, Agra whereby petitioner has claimed interest over the delayed payment of death-cum-retirement gratuity.
6. Learned counsel appearing for the petitioner has further submitted that till date, District Basic Education Officer, Agra has not taken any decision over the aforesaid representation.
7. On the other hand, learned Standing Counsel has very fairly submitted that since representation has already been filed before the District Basic Education Officer, Agra, therefore, grievance of the petitioner can be looked into and redressed by the said authority.

8. In view of the aforesaid submissions, without entering into merits of this case, this writ petition is finally ***disposed of*** with a direction to District Basic Education Officer, Agra to consider and decide petitioner's representation dated 3.08.2023 contained in Annexure-10 to the writ petition by passing speaking and reasoned order within a period of two months from the date of service of certified copy of this order.

Order Date :- 27.10.2023

A. Mandhani