

Court No. - 34

Case :- WRIT - A No. - 17876 of 2023

Petitioner :- Mamta Verma

Respondent :- Secretary Uttar Pradesh Sahakari Sansthan
Sewa Mandal And 2 Others

Counsel for Petitioner :- Rajendra Kumar Sonker

Counsel for Respondent :- C.S.C.,Kunwar Bahadur Srivastava

Hon'ble Ajit Kumar,J.

1. Heard Sri Rajendra Kumar Sonker, learned counsel for the petitioner, Sri Sudhanshu Srivastva, learned counsel for the respondent No.1, Sri Kunwar Bahadur Srivastava, learned counsel for the respondents No.2 & 3 and learned Standing Counsel for the State-respondents.

2. Petitioner is aggrieved by the action taken by the respondents in transmitting his gratuity amount into a fix deposit upon his retirement which is to the tune of Rs.15,61,000/-.

3. Sri Kunwar Bahadur Srivastava, learned counsel for the respondents submits that the action was taken on account of certain credits account getting NPA (Non Performing Assets) during service period of the petitioner. However, he submits this should not have been done in view of the law laid down by this Court in ***Writ-A No.417 of 2020 (Neelam vs. State of UP & ors) on 27.01.2020.***

4. In view of the above, accordingly, the action of the respondents in converting the gratuity amount into a fix deposit is wholly illegal and void. This petition stands disposed of in terms of the directions issued in Writ-A No.417 of 2020 (*supra*).

Order Date :- 26.10.2023

P Kesari