

Court No. - 33

Case :- WRIT - A No. - 19220 of 2023

Petitioner :- Smt. Neelam Mishra

Respondent :- State of U.P. and others

Counsel for Petitioner :- Deepak Kumar Srivastava

Counsel for Respondent :- C.S.C.

Hon'ble J.J. Munir,J.

(Order on the Writ Petition)

Heard Mr. Deepak Kumar Srivastava, learned Counsel for the petitioner, Mr. Ram Bahadur, learned Counsel appearing on behalf of the Nagar Nigam, Shahjahanpur and Mr. A.B. Sinha, learned Standing Counsel appearing on behalf of the State.

An affidavit of respondent No. 2 has been filed by Santosh Kumar Sharma, Nagar Ayukt, Nagar Nigam, Shahjahanpur. In paragraph Nos. 12 and 13 of the affidavit, it is averred :

12. That the amount of pension arrear of pension and amount of gratuity-1129352.00, leave incashment- 16806.00, and amount of arrear of ACP-56004.00, (total amount-1202162.00, twelve Lakhs two thousand one hundred sixty two) is transfer in the account of Nilam Mishra account No. XXXXXX9245, IFSC Code MAHB0001761 on 27.11.2023 through RTGS. A true/photo copy of receipt of payment of amount Rs. 1202162.00 (Twelve Lakhs two thousand one hundred sixty two) dated 27.11.2023 is being filed herewith and marked as **Annexure No.6** to this affidavit.

13. That the provident fund, group insurance, pension, arrear of pension, leave incashment and arrear of ACP are paid to the petitioner.

Learned Counsel for the petitioner states that the petitioner has received all dues of post-retiral benefits in his account, and now, no further cause of action survives.

Accordingly, the petition stands **consigned to record**.

(Order on Civil Misc. Stay Application No. 1 of 2023)

Disposed of.

For orders, see my order of date passed on the writ petition.

Order Date :- 12.12.2023

I. Batabyal