

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.7198 of 2011

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Jugal Kishore Prasad Singh aged about 67 years, Son Of Late Jwala Prasad Singh
At Present Residing At 101,Kailash Apartment, Kankarbagh Road PS-
Kankarbagh,Distt-Patna.

.... Petitioner/s

Versus

1. The Bihar State Electricity Board Through Its Chairman,Vidyut Bhawan,Bailey Road,Patna.
2. The Chairman, Bihar State Electricity Board,Vidyut Bhawan,Bailey Road,Patna.
3. The Secretary, Bihar State Electricity Board,Vidyut Bhawan,Bailey Road,Patna.
4. The Joint Secretary, Bihar State Electricity Board,Vidyut Bhawan,Bailey Road Patna.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Raja Ram Mishra, Advocate

For the Respondent/s : Mr. M.P. Jaishwal, Advocate

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CORAM: HONOURABLE MR. JUSTICE V.N. SINHA

ORAL JUDGMENT

Date: 27-03-2015

Heard learned counsel for the petitioner and the State.

Petitioner superannuated while serving as Electrical Executive Engineer with effect from 31.01.2002. He has filed this writ petition for a direction to release his entire retiral benefit as for the present he is getting only 90% pension, but gratuity and leave encashment have not been paid, as it is said that one vigilance case is pending against him.

It is submitted on behalf of the petitioner that in the said vigilance case besides the petitioner, other employees of the Successor Holding Company were also accused and those other

employees are being paid 100% pension, full gratuity and leave encashment. In this connection, petitioner has already filed representation dated 21.01.2009, Annexure-2 giving names of the other co-accused- employees in whose case 100% pension, full gratuity and leave encashment has been allowed.

Let the Chairman of the Successor Holding Company again consider the aforesaid representation in accordance with law ignoring the order contained in Letter No. 238 dated 03.02.2011, Annexure-3 whereunder the said representation has been disposed of without taking into account the case of the other co-accused- employees, who have been allowed the benefit of full pension and other retiral benefits.

Fresh order in the light of this order be passed by the Chairman of the Successor Holding Company within two months from the date of receipt/ production of a copy of this order.

The writ petition is, accordingly, disposed of.

(V.N. Sinha, J)

Arjun/-

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