

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.65 of 2007

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SRI BRIJ KISHORE PRASAD, SON OF LATE MURAT MAHTO
RESIDENT OF VILLAGE NOAWAN, POLICE STATION
ASTHAWAN, DISTRICT NALANDA, RETD CLERK OF THE
DISTRICT SUB REGISTRAR OFFICE, BIHARSHARIF, NALANDA

.... Petitioner

Versus

1. THE STATE OF BIHAR THROUGH INSPECTOR GENERAL,
REGISTRATION, BIHAR, PATNA
2. THE SECRETARY CUM INSPECTOR GENERAL REGISTRATION,
BIHAR, PATNA
3. THE DISTRICT REGISTRAR, NALANDA AT BIHARSHARIF
4. THE DISTRICT SUB REGISTRAR, BIHARSHARIF, NALANDA

.... Respondents

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Appearance :

For the Petitioner : Mr. Deonath Prasad, Advocate
Mr. Shailendra Kr.Sinha, Advocate
For the Respondents : Mr. (Ga9)

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CORAM: HONOURABLE MR. JUSTICE SAMARENDRA PRATAP SINGH
ORAL ORDER

5 21-01-2015 The petitioner has prayed for difference of salary for the period he was put under suspension from 26.9.1996 to 20.5.1998, inter alia, arrears of differences of increased salary after calculating the increments etc.

Facts of the case in short is that the petitioner was serving as a clerk under the Registration office, Hilsa, when he was arrested along with Sri Yaumna Prasad, Head clerk of the same office on 26.6.1996 on the charge of accepting illegal gratification. On 6.7.1996 he was suspended along with others. Petitioner's suspension was however withdrawn vide order dated 20.5.1998 (Annexure 2) whereafter he joined at District

Sub Registry Office, Biharsharif.

Counter affidavit has also been filed by respondents. In paragraph 7 they state that the petitioner was subsequently given increment in view of departmental order no.2478 dated 15.12.1999. In the meantime, the petitioner retired and has also passed away.

This writ petition is disposed of with liberty to the heirs of the deceased petitioner to make a representation before the respondents with respect to pending claims, if any.

In case any such representation is filed, the respondents would dispose of the same within a period of three months from the date of receipt of this order.

(Samarendra Pratap Singh, J)

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