

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.6704 of 2012

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Avanindra Kumar Sinha S/o Late Arvind Narayan Sinha C/o Late K.N. Tiwary, resident of village - Bishunpur Pakari, North from Shri Radha Krishna Temple, P.O- Bishunpur Pakari, P.S- Beur, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar,
2. Dr. R.B. Sinha, the Vice Chancellor, J.P. University, Chapra.
3. Mr. Tapasvi Prasad Singh, the Registrar, J.P. University, Chapra.
4. Dr. Bimal Kumar, the Vice Chancellor, B.R.A. Bihar University, Muzaffarpur.
5. Mr. Bibhas Kumar Yadav, the Registrar, B.R.A. Bihar University, Muzaffarpur.
6. Mr. B.P.Pandey, the Principal (Prof-in-charge), Rajendra College, Chapra.

.... Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Shashi Shekar Tiwary
For the BRA Bihar Univ.	:	Mr. Vikash Ratan Bharti
For the J.P.Univ.	:	Mr. Mrigendra Kumar
For the State		Mr. N.S. Roy,
		Mr. Komal Kr. Sinha, AC to AAG-2

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

23 11-05-2015 In the present case, by and large, all payments have been made except few.

First, I am dealing with revision of pay on account of 6PRC which is to be paid in three instalments, first in 15%, second in 40% and third in 45%.

The counsel for the petitioner submits that he has already received first and second instalments. Only third instalment has not been paid by the University arising from the

6PRC.

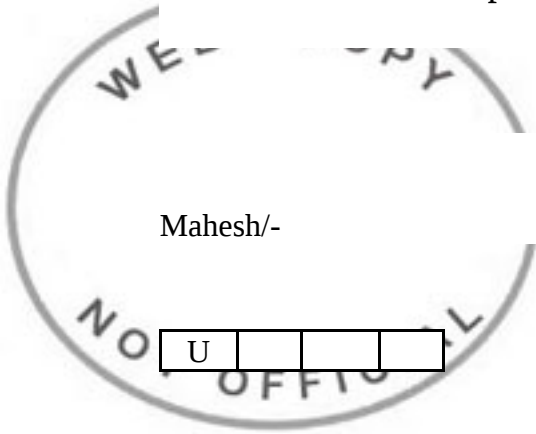
Stand has been taken by the University that the petitioner would be paid third instalment i.e. rest 45% amount on receipt of the fund from the State Government.

The Stand cannot be said to be unreasonable. Direction is given to the J.P. University, as and when the University will receive the arrear amount of 45% will be paid to the petitioner according to seniority.

So far the deferred DA as well as the Group Insurance is concerned, the counsel for the BRA Bihar University, Muzaffarpur submits that he has written a letter to J.P. University with respect to the deferred DA and when it will be received, the action will be taken.

In view of the submission made by the BRA Bihar University, this Court directs that the Registrar as well as the Finance Controller of both the Universities will sit together, examine the matter of the petitioner, sort out the problem and pay the admissible deferred DA with interest as well as the Group Insurance amount within four months from the date of receipt/production of a copy of this order. In failure to make payment, the petitioner will have liberty to file a simple application for revival of the contempt proceeding.

With the above observation/direction this petition is
disposed of.



(Shivaji Pandey, J)