

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1697 of 2013

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Kanti Devi W/o Late Baldeo Prasad, resident of Awasthighat, P.S. Danapur,
District - Patna

.... Petitioner/s

Versus

1. The Union of India through Secretary, Ministry of Labour, New Delhi
2. Employee Provident Fund Organization through Regional Provident
Fund Commissioner, Bihar, Patna
3. Assistant Provident Fund Commissioner (Pension) Bihar, Patna
4. Bata India Ltd. Bataganj, Patna - 18, through its General Manager/Unit
Manager

.... Respondent/s

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Appearance:

For the Petitioner/s : Mr. Manoj Kumar Ambastha, Advocate
For the Respondent/s : Mr. N. A. Shamsi, Advocate

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CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN
ORAL ORDER

5 09-01-2015 None appears on behalf of the petitioner.

Counsel for the Provident Fund Department and Union of
India are present.

Counsel for the Provident Fund Department files a
counter affidavit in which it is stated that the writ petition suffers
from vice of gross laches of delay and inasmuch as the order
passed on 11.1.2008 has been sought to be challenged after five
years. It is further submitted that it is pursuant to the order passed
by this Court in CWJC No. 12161 of 2005 that the matter had
been enquired into and whereafter order has been passed and
communicated to the late husband of the petitioner who never

sought to question the same.

Mr. Prashant Sinha appearing on behalf of the Department further submits that even on merit, the calculation has been made as per the provisions in the Scheme and requires no interference.

However, since none appears on behalf of the petitioner to press this writ petition, it is dismissed for non-prosecution.

(Jyoti Saran, J)

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