

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 1330 of 2015

Neelima Dayal D/o Late Reveren
Dayal Aged About 65 years Retired
from The Post Of Senior Sister Tutor,
Department of Health and Family
Welfare, R/O C/O Mr. N.K. Dayal,
Ambedkar Chowk, Raja Talab, Raipur,
(Chhattisgarh)

---- Petitioner

Versus

1. State Of Chhattisgarh Through the
Secretary, Department of Health and
Family Welfare, Mahanadi Bhawan,
Mantralaya, Raipur, (Chhattisgarh)
2. Chief Medical and Health Officer,
Jagdalpur, District Bastar,
(Chhattisgarh)
3. Civil Surgeon- Cum- Hospital
Superintendent, Maharani Hospital,
Jagdalpur, Chhattisgarh
4. Joint Director, Treasury, Account And
Pension Jagdalpur, District Bastar,
Chhattisgarh

---- Respondents

For Petitioner	-	Shri Jitendra Pali, Advocate
For Respondents	-	Shri Mazid Ali, PL.

Hon'ble Shri Justice P. Sam Koshy

Order On Board

17/04/2015

1. The grievances of the petitioner is that though he has retired
from the service on the post of Senior Sister Tutor, w.e.f. 30.04.2012.
The pension benefits of the petitioner till now has now been finalized.
The ground for not having pensionary benefit is said be non-availability
of the service book of the petitioner.

2. State counsel at this juncture submits that the present petition may be disposed of with a direction to the State Government to consider the case of the petitioner on priority basis so as to either locate the original service book of the petitioner or in an alternate to reconstruct the service book of the petitioner by collecting the details from the employer of the petitioner.

3. On the said submission of the State counsel the present petition stands disposed of with a direction to respondent No. 1 and 2 to ensure that the original service book of the petitioner either located or service book of the petitioner is reconstructed at the earliest and further also ensure that after the location of the original service book or the reconstruction of the service book of the petitioner, he is given all the benefits which has otherwise been denied to the petitioner only because of the non-availability of the service book.

4. Respondent No.1 should issue necessary instruction to the concerned authorities in this regard ensuring that the compliance of the order of this Court as expeditiously as possible within a period of 6 months from today.

5. With the aforesaid direction the writ petition is disposed of.

6. Needless to mention that the petitioner is at liberty to approach the court in case if the grievances still survive.

(P. Sam Koshy)
JUDGE