

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.271 of 1987

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Harish Chandra Prasad, son of Satyadeo Prasad, resident of village
Pakariya, P.S. Paharpur, District East Champaran

.... Petitioner

Versus

1. The State of Bihar through Secretary, Minor Irrigation Department,
Patna
2. Water Development Corporation, through its Chairman, Patna
3. Chief of Administrative Officer, Bihar State Water Development
Corporation, Patna
4. Chief Engineer, North Bihar Water Development Corporation,
Muzaffarpur
5. Executive Engineer, Tube-well Division, Chapra
6. Bindeshwari Singh, son of not known, at present working as Managing
Director, Bihar State Water Development Corporation, Patna

.... Opp. Parties

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Appearance :

For the Petitioner/s : None

For the State : Mr. Indrajeet Bhushan, AC to G.P.2

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CORAM: HONOURABLE MR. JUSTICE HEMANT GUPTA
and
HONOURABLE MR. JUSTICE RAMESH KUMAR
DATTA

ORAL ORDER

(Per: HONOURABLE MR. JUSTICE HEMANT GUPTA)

21 15-03-2016 A Division Bench of this Court issued direction in a writ
petition, filed by 214 petitioners, on 20th December, 1982 to the
effect that till the date of order of termination of their services,
they would be entitled to all their salaries, besides ex gratia
payment for which liberty was granted to the petitioners to take
recourse to the provisions of the Industrial Disputes Act.

The said directions are said to be not complied with as
pointed in the present petition for contempt.

We do not find that any direction can be issued at this stage as liberty was granted to terminate services of the petitioners after complying with the provisions of the Industrial Disputes Act. If the services are terminated, they will take recourse to the remedy against termination of the services. Since there is nobody to press the petition on behalf of the petitioner, it cannot be said that whether the petitioner has been paid salary till termination of the service.

The contempt application is, accordingly, dismissed.

(Hemant Gupta, J)

spal/-

(Ramesh Kumar Datta, J)

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