

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.11538 of 2012

Mostt. Ramawati Kunwar @ Ramawati Devi, wife of late Harendra Kumar,
resident of village Benaut, P.S. Rasulpur, Distt. Chapra (Saran)

.... Petitioner

Versus

1. The State of Bihar through Secretary, Human Resources Development Department, Govt. of Bihar, Patna.
2. The Director Secondary Education, Human Resource development Department, Govt. of Bihar, Patna.
3. The Regional Deputy Director of Education, Chapra (Saran)
4. The District Education Officer, Chapra (Saran)
5. The Additional Secretary to Lokayukta Office, Bihar, Patna.
6. The Head Mistress, Chandra Nayan Balika Uchha Vidyalaya, Benaut, P.S. Rasulpur, Distt. Chapra (Saran)

.... Respondents

Appearance :

For the Petitioner : Mr. Anil Kumar Tiwary, Advocate

For the State : Mr. J.S. Arora, S.C.-6

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL JUDGMENT

Date: 10-11-2016

It has been submitted by the learned counsel for the petitioner that during pendency of the application, the death-cum-retiral benefits with regard to the Gratuity, Group Insurance, Pension and earned leave have been made to the petitioner. The dispute remains only to the extent of non-payment of interest over the delayed payment of the aforesaid amount.

Admittedly, the husband of the petitioner, who was an Assistant Teacher, was killed on 31st August, 1991. The claim regarding non-payment of death-cum-retiral benefits was made by the petitioner after lapse of more than two decades by filing the

present writ petition on 5th July, 2012.

In that view of the inordinate and unexplained delay caused in filing the writ petition, I am not inclined to accede to the prayer of the petitioner for awarding interest over the delayed payment of death-cum-retiral benefits.

Accordingly, the application is disposed of.

(Ashwani Kumar Singh, J)

S.Ali/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	11/11/2016
Transmission Date	N/A