

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No. 6920 of 2014

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Anil Sinha, Son Of Late Sadashiva Prasad, Resident Of C/2, Lakhan Vishwanath Apartment, Ambedkar Path, P.S. Rajiv Nagar At And District- Patna

.... Petitioner/s

Versus

1. The State Of Bihar Through The Chief Secretary, Government Of Bihar, Patna
2. The Principal Secretary, Department Of General Administration Government Of Bihar, Patna
3. The Special Secretary, Department Of General Administration Government Of Bihar, Patna
4. The Deputy Secretary, Department Of General Administration Government Of Bihar, Patna
5. The Accountant General (A And E), Bihar, Veer Chand Patel Path, Patna

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Bhola Kumar
For the Respondent/s : Mr. Sunil kr. Mandal
For the Accountant General: Mr. Ranjan Kumar

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

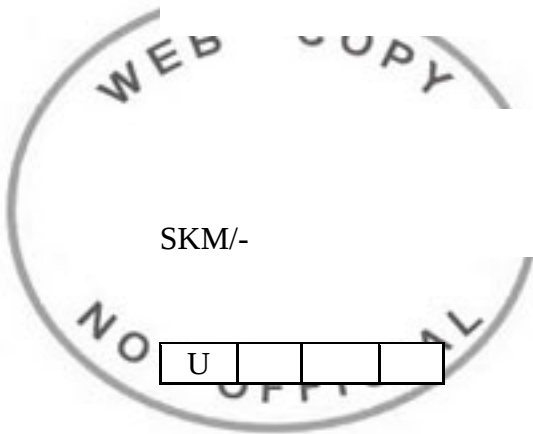
ORAL JUDGMENT

Date: 17-03-2016

Petitioner had already superannuated even before he became eligible or could be recommended for promotion to the post of Additional Secretary by the DPC.

Superannuation of an employee on reaching the age of retirement is integral part to the conditions of service. Merely because he was almost there and could have touched the tape it does not mean that the Court will interpret the facts and the rules and bend it only to ensure that a retired employee earns some more pension than what he actually deserves due to the post so hold, from where he had superannuated.

Writ application has no merit, it is dismissed.



(Ajay Kumar Tripathi, J)

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