

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No. 18551 of 2011

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Dr. Sheela Sharma Wife of Dr. Janakdeo Prasad Sinha, Resident of Doctors Colony, Kankarbagh, P.S-Kankarbagh, District-Patna.

.... Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Govt. of Bihar, Patna.
2. The Principal Secretary, Health Department, Govt. of Bihar, Patna.
3. The Special Work Officer, Health Department, Govt. of Bihar, Patna.
4. The Deputy Secretary, Health Department, Govt. of Bihar, Patna.
5. The Accountant General (A & E) Govt. of Bihar, Patna.
6. The Director Provident Fund Office, Bihar, Patna.
7. District Provident Fund Officer, Patna.

.... Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Dinu Kumar, Mr. Rajesh Kumar Singh, Mr. Manoj Kumar, Mr. Arvind Kumar Sharma & Mr. Santosh Kumar, Advocates.
For the State	:	Mr. S. D. Sanjay, A.A.G. 12.

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CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH
ORAL JUDGMENT

Date: 04-01-2016

Heard learned counsel for the parties.

Pursuant to order dated 04.12.2015, 3rd supplementary counter affidavit has been filed on behalf of respondent no. 2 in which it has been stated that remaining 10% of pension and full gratuity which had been kept in abeyance has now been ordered to be released.

In view of the aforesaid, the writ petition stands disposed off.

However, since the departmental proceeding against the petitioner is still pending, the Court is not in a position to finally take a view as to whether the interest should be paid to the petitioner. Accordingly, the issue of interest is kept open and in case the petitioner is discharged in the departmental

proceeding she will be at liberty to move before the authority for payment of interest on delayed payment.

(Ahsanuddin Amanullah, J.)

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