

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.2594 of 2014

In

Miscellaneous Jurisdiction Case No. 2826 of 2012

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Bihar Jharkhand Rajya Vidhyut Parishad Field Kamgar Union, through its
Secretary, Bharat Choudhary, son of Indradeo Chaudhary, resident of
village Ram Basantpur, P.S. Kanti, District Muzaffarpur

.... Petitioner

Versus

1. Mr. A.K.Singh, Regional Provident Fund Commissioner, Regional
Office I, R. Block, Patna
2. Mr. Manish Sahai, Regional Provident Fund Commissioner, Regional
Office II, R. Block, Patna
3. Mr. B.K.Sinha, Assistant Provident Fund Commissioner, Regional
Office, R. Block, Patna
4. Mr. Pratya Amrit, Managing Director, Bihar State Power (Holding)
Company Ltd., Vidhyut Bhawan, Bailey Road, Patna

.... Opposite Parties

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with

Civil Review No.226 of 2014

IN

Miscellaneous Jurisdiction Case No. 2826 of 2012

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Bihar State Power Holding Company, through its Chairman cum Managing
Director Vidhyut Bhawan, Bailey Road, Patna - 1

.... Petitioner

Versus

1. Mr. P.C. Pati, Regional Provident Fund Commissioner, Regional Officer,
R. Block, Patna 1
2. Mr. Rajesh Pandey, In-charge Regional Provident Fund Commissioner
Regional Office R. Block, Patna - 1
3. Mr. A.K. Mohanthi, Assistant Provident Fund Commissioner, Regional
Office R. Block, Road No.6, Patna
4. Bihar Jharkhand Rajya Vidhyut Parishad Field Kamgar Union, through its
Secretary, Bharat Choudhary, son of Indradev Choudhary, resident of
village Ram Basant, P.S. Kanti, District Muzaffarpur

.... Opposite Parties

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with

Miscellaneous Jurisdiction Case No.4975 of 2014

IN

Miscellaneous Jurisdiction Case No. 2826 of 2012

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The Regional Provident Fund Commissioner, Employees Provident Fund
Organization, Regional Office, R.Block, Road No.6, P.S.- Sachivalay,
District- Patna.

.... Petitioner

Versus

1. Sri Pratyay Amrit, the Chairman-cum-Managing Director, Bihar State Power Holding Company Ltd., Vidyut Bhawan, Bailey Road, P.S.- Kotwali, District- Patna.
2. The Bihar Jharkhand Rajya Vidyut Parishad Field Kamgar Union through its Secretary, Bharat Choudhary, Son of late Indradeo Choudhary, resident of Village-Ram Basant Pur, P.S.- Kanti, District- Muzaffarpur.

.... Opposite Parties

Appearance :

For the Petitioner/s	:	Mr. Uma Kant Shukla, Advocate with Mr. Amrendra Kumar Singh, Advocate
For the Board	:	Mr. V.N.Sahay, Advocate
For E.P.F.O.	:	Mr. Rajiv Kr. Verma, Sr.Advocate with Mr. Prasant Sinha, Advocate

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

ORAL ORDER

(Per: HONOURABLE MR. JUSTICE HEMANT GUPTA)

12 10-03-2016 The only surviving issue is fixation of pension to the workers, who are deemed to be members of the Employees Provident Fund Organisation, consequent on an order passed by this Court earlier.

2. Learned counsel for the Employees Provident Fund Organisation states that they have asked the workers' Union to fill up the forms to be countersigned in the Electricity Board to facilitate computation and release of pension.

3. On the other hand, learned counsel for the Electricity Board states that they have no record of any employee and, therefore, they are unable to verify the particulars in respect of period for which they have worked or under which of the

contractors have engaged their services.

4. In view of non-availability of the records with the Electricity Board, we deem it appropriate to call upon the Union or the workers to furnish the records of the employment of each of the worker to the EPF organization and give such other particulars as is required by them to enable them to compute the pension. If no record is forthcoming, the Employees Provident Fund Organization shall pay the minimum amount of pension to the workers.

5. The workers shall submit the requisite forms duly filled up to the Employees Provident Fund Organization and thereafter, the Employees Provident Fund Organization shall release the pension within next two months.

6. With the said direction, the present petitions stand disposed of.

(Hemant Gupta, J)

(Ramesh Kumar Datta, J)

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