

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Review No.429 of 2014

IN

Civil Writ Jurisdiction Case No. 11750 of 2011

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Bechan Pandey, S/o Late Lal Bihari Pandey, Resident of Village + Post-Office -
Pirhi, P.S.- Babubarhi, District- Madhubani.

.... Petitioner/s

Versus

1. The State of Bihar through The Secretary, Human Resources Development
Department, Vikash Bhawan , Patna.
2. The Director, Primary Education, Vikash Bhawan , Patna.
3. The District Education Officer, Madhubani.
4. The District Provident Officer, Madhubani.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Shailendra Pd., Advocate

Mr. Sanjay Kumar, Advocate

For the Respondent/s : Mr. Tripurari Nath Ambastha, A.C. to S.C.-26

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**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN
SINGH**

ORAL JUDGMENT

Date: 21-09-2016

The petitioner seeks review of an order dated 20.11.2014
passed in C.W.J.C. No. 11750 of 2011 by this Court whereby his writ
application filed under Article 226 of the Constitution of India, has
been dismissed noticing the fact that difference of salary for the
period 1st January 1971 to 31st March, 1973 was credited in his
account in 1980-1981. The writ petition was filed for payment of
arrears of difference of salary for the period 1st January 1971 to 31st
March, 1973 and outstanding amount of General Provident Fund. This
Court in the order under review came to the conclusion on the basis of

materials on record that the entire amount of provident fund standing to the credit of the petitioner with statutory interest, were paid to him. Since a dispute was being raised over for payment of statutory interest, this Court recorded that such disputed questions of fact could not be gone into in the writ proceeding and since the petitioner was raising stale claim for the period from 1st January 1971 to 31st March, 1973, his application could not be entertained.

I do not find that there is any error apparent on record warranting the review of the said order.

This application is, accordingly, dismissed.

(Chakradhari Sharan Singh, J)

Vats/-

AFR/NAFR	NAFR
CAV DATE	
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