

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No. 12352 of 2013

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Most. Shakuntala Devi, Wife of Late Bhavesh Chandra Jha, Resident of
Village - Chandniyan Mor Near Police Station, P.S. Sangrampur, District -
Bhagalpur

.... Petitioner

Versus

1. The State of Bihar
2. The Secretary, Revenue Department, Government of Bihar, Patna
3. The District Magistrate Munger, District - Munger
4. The Circle Officer, Sangrampur, District - Munger
5. The Treasury Officer, Munger, District - Munger

.... Respondent/s

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Appearance :

For the Petitioner : Mr. Sharda Nand Mishra, Advocate
Mr. Dhananjay Kumar Gupta, Advocate

For the Respondents : Mr. Kameshwar Kumar, G.P. XVII
Mr. Sanjay Kumar, A.C. to G.P. XVII

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 21-09-2016

Heard learned counsel for the petitioner and the State.

In this case, the petitioner has raised the grievance that the authority concerned has wrongly recovered Rs.26,356/- from the retiral dues of her husband. As per the claim of the petitioner, the husband has taken advance of Rs.31,370/- for repair of the jeep. He has submitted the bill of the aforesaid amount but the authority has found Rs.5,000/- and odd genuine and correct bill that was adjusted and rest amount has been deducted from the retiral dues.

Counsel for the petitioner submits that before deduction no show cause was given to the petitioner even the husband of the petitioner taken advance.

Rightly the State has adjusted the aforesaid amount and, in such circumstances, there is no need to give any notice for what the husband has taken the advance and when the wife takes benefit she will have to take the liability of her husband.

In such view of the matter, this Court does not find any merit in this application which is, accordingly, dismissed.

(Shivaji Pandey, J.)

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