

HIGH COURT OF CHHATTISGARH, BILASPUR**WPS No. 2227 of 2014**

Vidyaram Sahu S/o Shri Chintaram Sahu Aged About 65 Years Retired Jounior Account Officer R/o Village and Post Tildega, P.S. & Tahsil Patthalgaon, Distt. Jashpur (CG)

---- **Petitioner**

Versus

1. The State Of Chhattisgarh, Through the Secretary, Tribal Welfare Department, Secretariat Mahanadi Bhawan, Naya Raipur District (CG) Pin code-492001.
2. The Commissioner, Tribal Welfare Department, Mahanadi Bhawan, Naya Raipur (CG) Pin Code-492001.
3. The Collector, District Jashpur (CG) Pin Code 496331
4. The Assistant Director, Tribal Welfare Department, District-Jashpur (CG) Pin Code-496331.
5. The District Treasurer, District-Jashpur (CG) Pin Code-496331.
6. The Joint Director, (Accounts, Treasury & Pension), Ambikapur (CG) Pin Code-497001.
7. The Senior Accounts Officer, Office of the Accountant General, Pandri, Raipur (CG) Pin Code-492001.

---- **Respondents**

For Petitioner	:	Mr. Roop Naik, Advocate
For Res.No.1 to 6	:	Mr. P.K.Bhaduri, G.A.G.A.
For Respondent No.7	:	Mr.Rajkumar Gupta, Advocate

Hon'ble Shri Justice Sanjay K. Agrawal

Order on Board

11/03/2016

1. With the consent of learned counsel for the parties, the matter is heard finally.
2. This writ petition pertains to grant of interest on the gratuity amount and other retiral benefits.
3. Learned counsel appearing for the parties submit that the matter may be referred to the Pension Committee.

4. This Court, in W.P.No.4642 of 2004 (Bajinath Mandal v. The State of Chhattisgarh & others) and other connected matters, directed the Committee to consider the matter of retiral dues as the disputed question of facts were involved. The Committee was constituted by the State Government, pursuant to the order dated 19.6.2006 passed in W.P.No.1961/2006 (Smt.Keja Bai Chandrakaka v. State Government of Chhattisgarh and others), and order dated 13.3.2008 passed in M.C.C.No.105 of 2008 (State of Chhattisgarh and others v. Bajinath Mandal and another). Thus, this petition is squarely covered by the judgment and order dated 31st January, 2008 passed in W.P. No.4642 of 2004, Bajinath Mandal (Supra) as submitted by the learned counsel for the parties.

5. The writ petition is accordingly disposed of in the same terms i.e. the Office of the Advocate General is directed to send the case of the petitioner to the Committee within a period of 15 days from the date of receipt of a copy of this order. Thereafter, the Committee shall issue notice to the petitioner and officers concerned within a further period of 15 days. The Committee shall consider and pass order in accordance with law, after affording proper opportunity of hearing to the petitioner. The petitioner and officers concerned may file additional documents, if necessary. The entire exercise be completed within a period of six months from the date of receipt of a copy of this order.

6. Registry is directed to supply one complete set of the writ petition to the State Counsel for transferring the same to the Committee.

Sd/-

(Sanjay K. Agrawal)
JUDGE

B/-