

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

WRIT PETITION NO.3945 OF 2015.

Smt.Nirmala w/o Ramesh Nagdive ..vs.. The State of mah. & ors.

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr.Amol Mardikar, Advocate for the petitioner.
Mr.N.R.Rao, AGP for respondent nos.1 and 2.

**CORAM : B.P.DHARMADHIKARI AND
P.N.DESHMUKH, JJ.**

DATED : APRIL 18, 2016.

Mother of deceased son claims family pension.
Respondents nos.1 and 2 have not released it though
respondent no.3 – Education Officer has approved grant of
the same.

Petition does not show that petitioner is not
dependent on her husband or then her husband is avoiding
to maintain her. There is no document on record like
voters list or ration card to show that petitioner is not
staying with her husband.

Admittedly, husband is not claiming to be
dependent on deceased son.

In this situation, without observing anything on
merits, we direct respondent no.3 – Education Officer to
provide an opportunity of hearing to petitioner, to verify
records and to take fresh decision on her entitlement to
pension or otherwise.

Petitioner shall appear before respondent no.3
on 17th of May, 2016 and respondent no.3 shall complete
the verification within next two months.

The outcome of such verification shall then be

forwarded to respondent no.2 for its further processing.

With these observations, writ petition is disposed of. No costs.

JUDGE

JUDGE

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