

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14574 of 2014

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1. Shatrughan Kumar Choudhary S/o Late Ramjee Choudhary Resident of
204, Indu Enclave Nandanpul, P.S. Rajeev Nagar, Patna-14.

.... Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Old Secretariat, Patna.
2. The Principal Secretary, General Administration, New Secretariat,
Patna.
3. The Principal Secretary, Co-operative Department, New Secretariat,
Patna.
4. The Provident Fund Commissioner (Pension), Patna.
5. The Accountant General, Bihar, Patna.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Rajendra Prasad, Adv.
For the State : Mr. Puneet Siddhartha, A.C. to AAG-13
For the Accountant General : Mr. Ajit Kumar, Adv.

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

4 04-08-2017 The dispute in the present writ petition is only in respect

of 10% pension and gratuity and the amount equivalent to the

earned leave, which were kept pending while sanctioning

remaining 90% of the retirement benefits.

A supplementary counter affidavit has been filed on
behalf of the respondent no.2 in which it has been stated that due
to certain allegation 10% pension and gratuity and amount
equivalent to earned leave had been kept pending. However, since
the allegation has been disposed of and no departmental
proceeding is pending against the petitioner, the remaining
outstanding dues of 10% pension, gratuity and amount equivalent



to earned leave has been sanctioned in favour of the petitioner. The sanction orders dated 02.03.2017 have also been annexed to the supplementary counter affidavit.

Learned counsel for the petitioner has submitted that he has no instruction as to whether the sanctioned amount has been paid to the petitioner or not.

Be that as it may, keeping in mind the assertions made in the counter affidavit, the writ petition is disposed of with a direction that if the aforesaid sanctioned amount has not been paid to the petitioner, the respondents shall ensure payment of the same without any delay.

(Ashwani Kumar Singh, J)

Pradeep/-

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