

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11535 of 2015

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1. Mrityunjay Prasad Singh, Son of Late Anbir Prasad Singh, resident of Ganesh Naagr, Tatma Tola, P.S.- Khazanchi Hat, District- Purnea.
 2. Shailesh Kumar, Son of Late Kamta Prasad Srivastava, Mukherjee Seminar Road, P.O.- Ramna, P.S. Mithanpura, District- Muzaffarpur.
 3. Bishwa Kalyan Ganguli, Son of Late Ajit Kumar Ganguly, resident of Mohalla- Laxmi Narayan Nagar, P.O.- R. K. Ashram, Bela, P.S.- Mithanpura, District- Muzaffarpur.
 4. Narendra Kumar Yadav, Son of Late Upendra Narayan Mandal, Resident of Rasbihari Nagar, Dr. Upendra Narayan Mandal Path, Ward No.18, P.O. & P.S. Madhepura, presently residing at House No. 83, 1st Floor, Lane No.1, Rajeshwar Nagar, Phase-1, Sahastradhara Road, Dehradun (Uttarakhand).

... .. Petitioner/s

Versus

1. The State of Bihar.
2. The Principal Secretary, Department of Industries, Government of Bihar, Patna.
3. The Chairman, Bihar Industrial Area Development Authority, Udyog Bhawan, East Gandhi Maidan, Patna.
4. The Managing Director, Bihar Industrial Area Development Authority, Udyog Bhawan, East Gandhi Maidan, Patna.
5. The Secretary, Bihar Industrial Area Development Authority, Udyog Bhawan, East Gandhi Maidan, Patna.
6. The Executive Director, Regional Office, Bihar Industrial Area Development Authority, Muzaffarpur.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Prashant Sinha
For the Respondent/s	:	Mr. Dharmendra Kumar
		AC to GP-5
For the BIADA	:	Mr. Kumar Priya Ranjan

CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
ORAL ORDER

3 21-09-2017 Writ Application is allowed.

There is no reason why the statutory interest on gratuity would not be paid to these petitioners. If the BIADA is interested that there has to be a judicial order in each and every



case, even though an adjudication is not required to be made on the factual and legal aspect, the only thing, which is required to be done, is to impose a cost of Rs. 25,000/- on BIADA, which will be payable to the petitioners, if in case the statutory interest is not paid to the petitioners by 30th of September, 2017.

Writ Application stands disposed off with observation / direction as above.

(Ajay Kumar Tripathi, J)

skm/-

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