

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.1867 of 2015
IN
Civil Writ Jurisdiction Case No. 16616 of 2011

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Nasima Khatoon wife of Late Nehal Ahsan @ Nehal Hasan resident of village - Charuawan, Police Station - Sheikhopur Sarai and District - Sheikhpura.

.... Respondent no. 4 - Appellant

Versus

1. The Administrator, Bihar State Road Transport Corporation, Parivahan Bhawan, Patna.

2. The Divisional Manager, Bihar State Road Transport Corporation, Patna.

3. The Chief Account Officer, Parivahan Bhawan, Patna.

..... Respondents – Respondents.

4. Md. Firoz Ahsan son of Late Md. Alay Ahsan Resident of village - Mohni (Jangipur), Police Station - Asthawan, District - Nalanda.

.... Petitioner - Respondent.

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Appearance:

For the Appellant/s : Mr. Mohammed Abu Haidar, Advocate.

For the Respondent/s : Mr. Prabhat Kumar Verma, Sr. Advocate and
(B.S.F.C) Mrs. Pushpa Sinha, Advocate.

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

Date: 05-09-2017

Heard learned counsel for the appellant and learned counsel for the respondent – Bihar State Road Transport Corporation.

Appeal is dismissed on the ground that the learned Single Judge has committed no error by referring the present appellant or the petitioner, who is private respondent in this appeal, to a Civil Court of competent jurisdiction for appropriate declaration as to their right, title and interest to claim post-retiral dues of the erstwhile employee – (i) as the so-called wife and (ii) as the so-called brother.

(Ajay Kumar Tripathi, J)

(Rajeev Ranjan Prasad, J)

Dilip, AR

AFR/NAFR	NAFR
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