

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No. 11094 of 2015

=====

Dr. Nawal Kishore S/o Late Anant Deo Narain, resident of Rajiv Nagar, P.S.
Siwan, District Siwan.

.... Petitioner/s

Versus

1. The State of Bihar
2. The Principal Secretary, Health Department, Government of Bihar, Patna.
3. The Director, Health Department, Government of Bihar, Patna.
4. The Joint Secretary, Health Department, Government of Bihar, Patna.
5. The Additional Secretary, Health Department, Government of Bihar, Patna.
6. The Deputy Secretary, Health Department, Govt. of Bihar.
7. The Civil Surgeon, Primary Health Centre, Khagaria.
8. The Accountant General (A & E), Bihar, Patna.

.... Respondent/s

=====

Appearance :

For the Petitioner/s : Mr.
For the State : Mr.
For the Accountant General : Mr. Uday Kumar, Advocate

=====

CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH
ORAL JUDGMENT

Date: 22-05-2017

The matter has been listed during the Annual
Vacation after notice to all parties where they had the option not to
get the matter listed. However, no such option not to get the matter
listed in the vacation had been exercised by learned counsel for the
petitioner.

2. Learned counsel for the Accountant General
has assisted the Court.

3. The petitioner had affirmed the affidavit in the
writ petition in January, 2015 and the prayer was for paying his
retiral dues including gratuity and benefit of 3rd dynamic ACP.



4. From the counter affidavit filed on behalf of the respondents, it transpires that all other retiral dues has been paid to the petitioner except 3rd dynamic ACP which has not been paid for the reason that the petitioner was continuously on leave from 13.06.2005 till his voluntary retirement on 17.03.2010, that is, for almost five years.

5. Copy of the counter affidavit was served on learned counsel for the petitioner on 08.08.2016, but no rejoinder to the same has been filed.

6. In view of the aforesaid, the Court does not consider that anything more is required to be done in the present writ application as the admitted dues to the petitioner stand paid.

7. Accordingly, the writ petition stands disposed off.

(Ahsanuddin Amanullah, J.)

Anand Kr.

AFR/NAFR	
U	

