

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11815 of 2015

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Ramashish Sinha Son of Late Ramawtar Singh, Resident of Maurya Vihar Colony, Road No. 1D, House No. 46, P.O. - Khagaul, Phulwari Sarif, District - Patna.

... .. Petitioner/s

Versus

1. The State of Bihar, through the Principal Secretary, Education Department, Vikash Bhawan, Bailey Road, Patna.
2. The Director, Secondary Education, Education Department, Vikash Bhawan Secretariat, Bailey Road, Patna.
3. The Director, Directorate General, Provident Fund, Pant Bhawan, Bailey Road, Patna.
4. The Collector, Ara, District - Bhojpur.
5. The District Provident Fund Officer, Ara (Bhojpur).
6. The District Programme Officer (Establishment), District Ara (Bhojpur).
7. The Drawing & Disbursing Officer, Sheonandan Rajendra Raj Pato Girls High school, Ashani (Bhojpur at and P.O. Ashni, P.S. - Udwant Nagar, District- Ara (Bhojpur).
8. The Treasury Officer, Bhojpur.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Ghanshyam Sharma

For the Respondent/s : Mr. AC to AAG 5

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
ORAL ORDER

2 22-09-2017 The issue boils down to payment of 12.5% interest on the provident fund contribution for the period 1985-86 to 1998-99. Such claim is being made by the petitioner in terms of the Resolution No.4184 and 4193 dated 13.07.1985.

Stand of the State is that on the basis of the recommendation, authorization and payments have been made.

It is made clear that interest at the rate of 12.5% is not payable across the board to an employee on his contribution of GPF unless a minimum contribution of a fix percentage per month is made by an employee of his basic salary. Such an



issue is verifiable. If the contribution of the petitioner has been more than the percentage, which has been fixed in terms of the said resolution, then the matter may require reconsideration or the position will be made known to the petitioner. If the petitioner files an application with a copy of this order, the District Provident Fund Officer will look into the contributions and communicate the outcome thereof to the petitioner, preferably within a period of three months of such an application.

Writ stands disposed of in terms of the above.

(Ajay Kumar Tripathi, J)

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