

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.10964 of 2016

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1. The Union Of India through the General Manager, E.C. Railway, Hajipur, Bihar.
 2. The Divisional Personnel Officer, E.C. Railway, Mugalsarai.
 3. The Divisional Railway Manager, E.C. Railway, Mugalsarai.
 4. The Assistant Engineer, E.C. Railway, Dehri-on-Sone, Rohtas at Sasaram.
 5. The Railway Inspector, E.C. Railway, Dehri-on-Sone, Rohtas at Sasaram.

.... Petitioners

Versus

Ram Bart, S/o Late Deok @ Deoki, R/o Village- Kurai Pur, PO+PS- Obra, District- Aurangabad.

.... Respondent

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Appearance :

For the Petitioners	:	Mr. D.K. Sinha, Sr. Advocate Mr. Bijoy Kumar Sinha, Advocate
For the Respondent/s	:	Mr. Ramchandra Singh, Advocate Mr. Lal Bahadur Singh, Advocate

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

and

HONOURABLE JUSTICE SMT. NILU AGRAWAL

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

Date: 16-02-2017

Since the Tribunal has put the ball in the court of the petitioners itself, they have all the freedom to consider and decide the issue whether the applicant has a right to claim benefit of family pension etc.

The Tribunal had occasion to pass such an order keeping in view that on similar issues they have rendered several judgments passed on the decisions of High Court and the Hon'ble Supreme Court.

The Court fails to understand as to what is so offensive



about the direction that the writ is required to be filed.

Let petitioners consider the direction of the Tribunal and take appropriate decision without further delay now.

Writ has no merit. It is dismissed.

(Ajay Kumar Tripathi, J)

(Nilu Agrawal, J)

Rajesh/-

AFR/NAFR	NAFR
CAV DATE	
Uploading Date	17.02.2017
Transmission Date	

