

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.12600 of 2016

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1. Badrun Nishan Wife of late Moti Alam Khan
2. Parvez Khan
3. Javed Khan
4. Arzoo Praveen @ Arzoo Khanam Petitioner No. 2 to 4 are minor Sons and daughter of late Moti Alam Khan under Guardianship of their mother petitioner Badrun Nishan. All Resident of Village- Mohanpur, P.S Nauhatta, District Saharsa.

.... Petitioners

Versus

1. The State of Bihar through Principal Secretary Home Department Bihar.
2. The District Magistrate, Saharsa.
3. The Superintendent of Police, Saharsa.
4. The Deputy Superintendent of Police, Saharsa.
5. The Block Development Officer, Nauhatta, Distt Saharsa.
6. The Circle Officer, Nauhatta, Distt Saharsa.
7. The Officer-in-Charge, Nauhatta Police Station Distt Saharsa.
8. Amina Khatoon alleged wife of late Moti Alam Khan
9. Md. Mansoor Khan S/o late Moti Alam Khan
10. Shah Alam Khan S/o late Moti Alam Khan
11. Shah Nawaz Khan W/o late Moti Alam Khan
12. Munna Khan S/o late Moti Alam Khan
13. Manzoor Khan S/o late Moti Alam Khan
14. Sonu Khan S/o late Moti Alam Khan Responent No. 8 to 14 Resident of Village- Mohanpur, P.S. Nauhatta, District Saharsa.

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar Pandey

For the Respondent/s : Mr. MD. NASHRUL HODA KHAN- SC1

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 17-11-2017

The Court cannot give decisive direction in favour of the petitioners because there are disputed question of fact about the status of the petitioners being legally wedded wife of the erstwhile employee.

If the two widows can resolve the dispute within themselves,



then they are free to approach the competent authority for settlement of the post retrial dues in their favour. For else, the petitioners will have to take recourse to the Civil Court of competent jurisdiction by seeking a declaration.

Writ stands disposed off with the above observation.

(Ajay Kumar Tripathi, J)

N.H./-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	18-11-2017
Transmission Date	

