

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10488 of 2016

Madan Prasad Srivastava, son of Late Hirday Narain Srivastava, resident of
Flat No. 302, Ashirvad Apartment, Nageshwar Colony, Boring Road, P.S.-
Kotwali, District- Patna Petitioner/s

Versus

1. The State of Bihar through the Secretary, Road Construction Department,
Bihar, Patna
2. Accountant General (A & E), Bihar, Patna Respondent/s

Appearance :

For the Petitioner/s : Mr. Abhinav Srivastava
Advocate

For the Respondent/s : Mr. S. D. Yadav
A.A.G. - IX
Mr. Nagendra Kumar
AC to A.A.G. - IX

For the Accountant General : Mr. Rabindra Kumar Priyadarshi
Advocate

CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
ORAL ORDER

6 09-11-2017 Since there is a criminal case as well as departmental proceeding pending against the petitioner, the sanction of 90 per cent provisional pension is in order. Gratuity cannot be allowed at this juncture. However, so far as leave-encashment is concerned, the respondents are directed to release the leave-encashment in favour of the petitioner, preferably within a period of three months from the date of production / communication of a copy of this order.

Writ Application stands disposed off in terms of above.

skm/-

(Ajay Kumar Tripathi, J)

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