

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.538 of 2017

In
Civil Writ Jurisdiction Case No.3500 of 2015

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Urmila Devi, Wife of Ram Babu Singh, Resident of Village- Raghunathpur,
P.S. Rani Talab, District- Patna.

... .. Appellant/s

Versus

1. The State of Bihar through the District Magistrate, Katihar.
2. The Director General of Police, Bihar, Patna.
3. The Deputy Inspector General of Police, Purnea, Bihar.
4. The Superintendent of Police, Katihar.
5. The Sub Divisional Officer Police Officer, Katihar.

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr. Tirpit kumar, Advocate
For the Respondent/s : Mr. Prabhat Kr. Verma-AAG3

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 12-03-2018

Delay of 1 year 346 days in filing of this appeal is
condoned. I.A. No. 2064 of 2017 stands allowed and disposed
of.

The employee concerned retired way back in
December, 1997 and the daughter-in-law filed the writ petition
after more than 18 years in 2015 seeking refixation of pay under
the 6th Pay Revision.

The learned Writ Court has dismissed the writ
petition on account of the inordinate delay and the question as to
whether simply because the petitioner is a nominee to receive



the post retiral benefits, she can claim revision of pay-scale. That apart, while the employee was alive and during his service period the employee never raised the ground seeking revision of pay-scale. Rejection of the writ petition on such ground, in our considered view, does not call for any reconsideration.

The Letters Patent Appeal stands dismissed.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

P.K.P./-

AFR/NAFR	N.A.F.R.
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