

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.377 of 2017

In

Civil Writ Jurisdiction Case No.1608 of 2015

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Meenakshi Kumari, daughter of Hari Nandan Yadav and Late Geeta Kumari
Resident of Village-Pipra, Police Station-Banmankhi, Block-Banmankhi,
District-Purnea.

... .. Appellant/s

Versus

1. The State of Bihar, through the Secretary, Department, of Human Resource and Development, Government of Bihar, Patna.
2. The Director, Middle Education, Department of Human Resource and Development, Government of Bihar, Patna.
3. The Divisional Commissioner, Purnea.
4. The Collector, Purnea.
5. The District Education, Officer, Purnea.
6. The Block Education Officer, Block-Banmankhi, Purnea.
7. The Accountant General, Bihar.
8. Hari Nandan Yadav Son of Baldeo Yadav
9. Manoj Kumar Nirala, Son of Hari Nandan Yadav
10. Trilok Kumar, Son of Hari Nandan Yadav
11. Rupam Devi, daughter of hari Nandan Yadav
12. Kanchan Devi, daughter of Hari Nandan Yadav,
Respondents No. 8 to 12 all residents of Village-Pipra, Police Station-Banmankhi, Block-Banmankhi, District-Purnea.

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr. Madhu Prasun, Advocate
For the Respondent/s : Mr. Ashutosh Ranjan Pandey- AAG 15

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 03-01-2018

Re.: Interlocutory Application No.1419 of 2017

Delay of 51 days in filing of the Letters Patent Appeal is
condoned.

Interlocutory Application stands allowed and disposed of.



Re.: Letters Patent Appeal No.377 of 2017

Family pension to the appellant has been denied in view of the fact that the appellant does not fall in the category of a family member as detailed in Clause 7 (ii) of the Scheme referred to by the learned Writ Court in para 6 of the judgment. Appellant is a major married daughter and, therefore, in rejecting the family pension to her based on the aforesaid consideration, the learned Writ Court has not committed any error warranting reconsideration. The appeal stands dismissed.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

Sunil/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	05.01.2018
Transmission Date	

