

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.1109 of 2017

In

Civil Writ Jurisdiction Case No. 15259 of 2014

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Mostt. Mithilesh Sinha wife of Raj Narain Prasad Singh resident of Village
Athari, P.S. Runnisaidpur, District Sitamarhi.

.... Appellant/s

Versus

1. The State of Bihar.
2. The Accountant General (A & E), Bihar, Patna through Senior Accounts Officer, Bihar, Patna.
3. The District Education Officer, Sitamarhi.
4. The Treasury Officer, Sitamarhi.
5. The Headmaster, Rajkiye Krit Kailashpati Uchch Vidyalaya, Athari, District Sitamarhi.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Vaidehi Raman Prasad Singh

For the Respondent/s : Mr. Ashutosh Ranjan Pandey- Aag15
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**CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR
TRIPATHI**

and

HONOURABLE JUSTICE SMT. NILU AGRAWAL

ORAL ORDER

(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

4 16-04-2018 Heard counsel for the appellant and counsel for the
State.

The order dated 18.07.2017 is modified to the extent
that the petitioner, who is appellant, may not be relegated to a civil
court to file a suit for demand of interest if the statutory interest
has not been paid by the authorities or if the delay in settlement of
the post retiral dues is not attributable to either the employee or



the legal heir. If such an application is filed before the competent authority, they will have an obligation to look into the grievance about the interest component and take a decision within three months thereafter.

Appeal stands disposed off in terms of the above.

(Ajay Kumar Tripathi, J)

(Nilu Agrawal, J)

Rajehs/Devendra

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