

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.1332 of 2017

IN

Civil Writ Jurisdiction Case No. 9028 of 2015

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Ganesh Sharma, Son of Late Yaumna Sharma, Resident of Village- Alhanparasi,
Post Office- Singharhi, Police Station- Goh, District- Aurangabad, at present
Adarsh Colony, Sarbodaya Nagar near Malti Kunj, Aurangabad, Post Office, Police
Station and District- Aurangabad (Bihar).

.... Appellant/s

Versus

1. The State of Bihar through its Secretary, Department of Cooperative,
Government of Bihar, New Secretariat, Bailey Road, Patna.
2. The Registrar, Cooperative Societies, Bihar, Patna New Secretariat, Bailey
Road, Patna.
3. The Regional Commissioner, Provident Fund Organization, R- Block, Patna.
4. The District Central Cooperative Bank, Aurangabad through its Managing
Director.
5. The Managing Director, District Central Cooperative Bank Aurangabad.
6. The Board of Directors, District Central Cooperative Bank, Aurangabad.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Shailendra Kumar

For the Respondent/s : Mr. RAJ BALLABH PD.SINGH -AAG11

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

and

HONOURABLE JUSTICE SMT. NILU AGRAWAL

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

Date: 03-05-2018

Heard counsel for the appellant and counsel for the
respondents.

Since PACS Managers were not government servants but
an employee of Primary Agriculture Cooperative Society and it was



only because of a judicial order that the PACS Managers, who came to be removed for one reason or the other were directed to be accommodated and appointed either under the State or by the Bank. It does not mean that the service rendered by them even in the cooperative society has to be included and calculated for the purposes of grant of pension to them after their superannuation.

It is only the period they have worked under the Bank which alone can be counted and calculated for retiral dues and not the period when they have worked as PACS Managers in different cooperative societies.

Appeal has no merit. It is dismissed.

(Ajay Kumar Tripathi, J)

(Nilu Agrawal, J)

Devendra/Arjun

AFR/NAFR	NAFR
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