

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.923 of 2017

In

Civil Writ Jurisdiction Case No.9173 of 2014

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Nirmala Khakha, Wife of Late Vijay Demta, resident of Village Tigara, Police Station Lapung, District Ranchi at present residing at Ranjan Palace, Flat No. 210-B, Magistrate Colony, Ashiyana, Police Station Rajeevnagar, District Patna.

... .. Appellant/s

Versus

1. The State of Bihar through the Secretary, Information and Public Relation Department, Bihar, Patna.
2. The Principal Secretary, General Administration Department, Bihar, Patna Old Secretariat, Bihar, Patna
3. The Additional Secretary, Information and Public Relation Department, Bihar, Patna.
4. The Special Secretary, Information and Public Relation Department, Bihar, Patna.
5. The Director Information and Public Relation Department, Bihar, Patna.
6. The Deputy Director (Establishment) cum D.D.O. Information and Public Relation Department, Bihar, Patna.
7. The Under Secretary (Establishment), Information and Public Relation Department, Bihar, Patna.
8. The Section Officer (Establishment), Information and Public Relation Department, Bihar, Patna.
9. The Section Officer (Accounts), Information and Public Relation Department, Bihar, Patna.
10. The Finance Commissioner, Finance Department, Bihar, Patna Old Secretariat, Patna.
11. The Accountant General (Accounts and Entitlement), Bihar, Patna, Birchand Patel Path, Police Station Kotwali, District Patna.
12. The Under Secretary, Finance Department, (Personnel Claim Cell), Bihar, opposite Patliputra Hotel Ashok, Patna.
13. The Treasury Officer, Secretariat Treasury, Sinchai Bhawan, Patna.
14. The Treasury Officer, Secretariat Treasury, Vishwesharaiya Bhawan, Bailey Road, Patna.

... .. Respondent/s

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Appearance :

For the Appellant/s	:	Mr. Rupak Kumar, Advocate
for the State	:	Mr. Mritunjay Kumar, Advocate
For Accountant General	:	Mr. Rabindra Kumar Priyadarshi, Advocate

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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 : 27-04-2018



The limited issue raised in the present appeal is not against the impugned order as such dated 12.04.2017, but a grievance arising out of the adjudication that there should have been an order for grant of payment of interest for the delay caused in settlement of retiral dues of the present appellant, who was also petitioner before the Writ Court.

The Court allows the appellant to file an application making out a cogent case for grant of interest on the delayed payment of post retiral dues, besides the statutory one, which if not already paid, has to be paid. The competent authority will thereafter take a decision within three months of filing of such an application for payment of interest alone and no other issue.

Appeal stands disposed off with the above liberty and observation.

(Ajay Kumar Tripathi, J)

(Nilu Agrawal, J)

Rajesh/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	01.05.2018
Transmission Date	NA

