

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 1653 of 2016

1. Smt. Ratnaprabha Singh W/o Late Jailendra Singh, Aged About 70 Years R/o Ward No.07, Nagar Panchayat, Chhuikhadan, Post And Thana- Chhuikhadan, District- Rajnandgaon Chhattisgarh
2. Rishabh (Minor) S/o Late Rajesh Singh, Aged About 17 Years R/o Ward No.07, Nagar Panchayat, Chhuikhadan, Post and Thana- Chhuikhadan, District- Rajnandgaon Chhattisgarh
3. Anish Singh (Minor) S/o Late Rajesh Singh, Aged About 15 Years R/o Ward No.07, Nagar Panchayat- Chhuikhadan, Post and Thana- Chhuikhadan, District- Rajnandgaon Chhattisgarh

(Smt. Ratnaprabha Singh Natural Guardian of Petitioner Nos.2 & 3)

---- Petitioner

Versus

1. Collector Rajnandgaon, District- Rajnandgaon Chhattisgarh
2. Milendra Singh (Objector), S/o Shri Harishran Singh, Aged About 49 Years, R/o Rajpariwar, Ward No.04, Khairagarh, Post and Thana- Khairagarh, District- Rajnandgaon Chhattisgarh

---- Respondents

For Petitioners	Shri Somkant Verma, Advocate
For Respondent-State	Shri Sameer Beher, PL

Hon'ble Justice Mr. Prashant Kumar Mishra

Order On Board

08/10/2018

1. Petitioners are claiming entitlement to receive the amount of gratuity, which was deposited in the account of Rajesh Singh, the deceased father of the petitioner Nos.2 & 3, who died in harness on 23.10.2015.

2. It appears, there is dispute between the petitioners on the one side and the respondent No.2 on the other side for entitlement to the said amount of gratuity, therefore, it would be appropriate if the petitioners move before the jurisdictional Civil Court for obtainment of a succession certificate to receive the amount of gratuity lying in the account of Late Rajesh Singh.
3. The petitioners may move before the jurisdictional Civil Court within a period of 2 months from today. If such application is filed for obtainment of succession certificate, the same shall be decided expeditiously after hearing all the affected parties.
4. The writ petition stands disposed of.

Sd/-
Prashant Kumar Mishra
Judge

Nirala