

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.1203 of 2019

In
Civil Writ Jurisdiction Case No.6569 of 2018

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Dhruva Mishra S/o Late Parichan Mishra Resident of Village P.O. Rampur
Daud, P.S.- Kuchaikote, District- Gopalganj.

... .. Petitioner/s

Versus

1. The State of Bihar through the District Magistrate, Gopalganj, Mr. Animesh Parashar I.A.S.
2. The District Magistrate Gopalganj, Mr. Animesh Parashar, I.A.S.
3. The District Development Commissioner Gopalganj, Mr. Dayanand Mishra
4. The Block Development Officer Thawe, Distt.- Gopalganj, Mrs. Minu Kumari

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ranjan Kumar Srivastava
For the Opposite Party/s : Mr.Parth Sarthy (Ga 4)

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

6 16-09-2019 In compliance of the earlier order of this Court, the

contemnors have filed a supplementary show cause, wherein it

has been admitted that on account of lapses on behalf of the

respondent- authorities, a sum of Rs. 47,435/- pertaining to the

sanctioned medical leave, though has been paid in the year,

2019, was required to be paid in the year, 2013, as the petitioner

stood retired on 30.09.2013.

The respondent-authorities have found that the then

Block Development Officer, Sri Ashok Kumar Choudhary,

presently posted as District Panchayat Raj Officer, Darbhanga is

solely responsible for the aforesaid lapses, hence he has been



put under suspension vide memo dated 12.09.2019 and a department proceeding has been initiated. This Court is of the opinion that since the present case is a case of admitted lapses on the part of the respondent-authorities in making delayed payment of the aforesaid amount of Rs. 47,435/-, I deem it fit and appropriate to direct the respondent- authorities to compensate the petitioner appropriately, i.e. by taking recourse to payment of interest @ 6% per annum for the period of delay caused in making the aforesaid payment of Rs. 47,435/-. Necessary steps are required to be taken by the District Magistrate, Gopalganj in this regard, forthwith. The amount of compensation/ interest so granted to the petitioner by the District Magistrate, Gopalganj shall be recovered from the erring officials, who were/ are responsible for delay in making payment of the aforesaid amount to the petitioner.

(Mohit Kumar Shah, J)

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