

IN THE HIGH COURT OF JHARKHAND AT RANCHI

W.P.(S).No. 4379 of 2018

Jyotshana Sarkar

... .. **...Petitioner**

-Versus-

1. Union of India through the Chairman, Railway Board, New Delhi.
2. The General Manager, South East Railway, Garden Reach, Kolkata.
3. The Chief Personnel Officer, South East Railway, Garden Reach, Kolkata.
4. The Divisional Railway Manager, South Eastern Railway, Tata Nagar Division, East Singhbhum.
5. The Sr. D.P.O., South Eastern Railway, Tata Nagar Division, East Singhbhum.
6. The Assistant Personnel Officer, South Eastern Railway, Tata Nagar Division, East Singhbhum.

... .. **Respondents**

CORAM: THE HON'BLE MR. JUSTICE DR. S.N.PATHAK

For the Petitioner : Mr. Vijay Shankar Prasad, Advocate

For the Respondents : Mr. Gautam Rakesh, Advocate

05/ 23.09.2019 In the instant writ application, petitioner has prayed for a direction upon the respondents to fix the family pension as well as entire retiral dues like, GPF, Gratuity, leave encashment, etc. with interest, on account of death of her husband, who was employed as Khalasi in South Eastern Railway.

At the very outset, learned counsel for the petitioner submits that suffice it would be if the present writ petition is treated as a representation of the petitioner and a direction be given to the respondents-authorities to decide the claim of the petitioner, in accordance with law, within a stipulated time as given by this Court.

Learned counsel appearing for the respondent has no objection to the same.

In view of the fair submissions of the learned counsel for the parties, let this writ petition be treated as representation of the petitioner and further, the petitioner is free to annex any other documents upon which he is relying, other than what has been annexed in the present writ petition, within a period of one week from the date of receipt of a copy of this order and after receiving the same alongwith the copy of the present writ petition, the respondents are is directed to consider the case of the petitioner after providing ample opportunity of hearing to him and thereafter, pass a reasoned order, in accordance with law,

preferably within a period of six weeks from the date of receipt of the representation of the petitioner. Petitioner is also directed to co-operate with the respondent and if any document is needed for making the payment, the same shall be supplied to the respondents, at the earliest.

It goes without saying that if the petitioner is found entitled for the benefits, as prayed for, the same may be extended to him within a further period of three weeks.

With these observations and directions, this writ petition stands disposed of.

(Dr. S.N. Pathak, J.)

kunal/-