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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.07.2019

CORAM:

THE HONOURABLE MS.JUSTICE V.M.VELUMANI

W.P.No.3687 of 2012
and M.P.Nos.1 & 2 of 2012

1.D.Vijaya
2.D.Nishanth .. Petitioners
(2nd petitioner is a minor rep. By
his mother and natural guardian
who is the 1st petitioner herein)

Vs.

1.Senior Record Officer,
OIC Records, Abhilekh Karyalaya Record Office,
Bengal Engineer Group,
Roorkee, Pin 247 667.
2.The Principal Controller of Defence Accounts (Pension),
Office of the Principal Controller of Defence Accounts
(Pension),
Allahabad.
3.The Commander works Engineer (AF),
Military Engineer Service,
Lohogaon, Pune 32.

4.K.Durai .. Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, praying to issue a writ of Mandamus, forbearing the 1st and 2nd respondent from disbursing the retirement, terminal and all other monetary benefits due and payable by them to 4th respondent who is going to retire 30.04.2012 without settling the maintenance amount due to the petitioner and her son.

For Petitioners: Mr.M.Venkatachalam
for Mr.P.Saravanan

For R1 to R3 : Mr.R.Rajesh Vivekananthan
Senior Central Government
Panel Counsel



O R D E R

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The learned counsel appearing for the petitioner and learned Senior Central Government Panel Counsel appearing for the respondents 1 to 3 submitted that pending Writ Petition, the 4th respondent died and hence, the Writ Petition has become infructuous.

2. Recording the submission made by the learned counsel appearing for the petitioner and learned Senior Central Government Panel Counsel appearing for the respondents 1 to 3, this Writ Petition is dismissed as infructuous. No costs. Consequently, connected Miscellaneous Petitions are closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

gsa
To

1. The Senior Record Officer,
OIC Records, Abhilekh Karyalaya Record Office,
Bengal Engineer Group,
Roorkee, Pin 247 667.
2. The Principal Controller of Defence Accounts (Pension),
Office of the Principal Controller of Defence Accounts
(Pension),
Allahabad.
3. The Commander works Engineer (AF),
Military Engineer Service,
Lohogaon, Pune 32.

+1cc to Mr.R.Rajesh Vivekananthan, Advocate sr.59352

W.P.No.3687 of 2012

rv[co]
srg 26/08/2019