

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4774 of 2019

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Yogendra Pathak S/o late Suryadeep Pathak, R/o Flat No. B-259 Second Flore
(Right Side), Chhattarpur Enclave, Chhattarpur South Delhi, P.O.
Chhattarpur, P.S. Chhattarpur, District- Delhi- 110074

... .. Petitioner/s

Versus

1. The State of Bihar through the Secretary S.C. and S.T. Welfare Department Govt. of Bihar at Patna.
2. The Secretary, S.C. and S.T. Welfare Department Govt. of Bihar, Patna.
3. The Collector Nalanda at Nalanda.
4. The District Welfare Officer Nalanda at Nalanda
5. The Accountant General Bihar, Patna

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Uma Shankar Singh
For the Respondent/s : Mr.S.K.Mandal (Sc3)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 15-06-2020 Heard learned counsel appearing on behalf of the

petitioner, Mr. S.K. Mandal, SC 3 and Ms. Nivedita Nirvikar,

learned counsel appearing on behalf of the Accountant General,

Bihar through Video Conferencing.

The petitioner in this writ petition seeks relief for
direction to restore the payment of pension. The petitioner
retired from the post of In-charge, District Welfare Officer and
he was getting his pension.

Mr. S.K. Mandal, learned counsel appearing on behalf
of the State submits that the pension of the petitioner was
stopped on account of the fact that it was found that due to



negligence of the petitioner, a huge amount of government money through different cheques after cloning was withdrawn for that F.I.R. was lodged but from the order dated 11.04.2019 as contained in Memo No.871, it would appear that the order stopping the payment of pension of the petitioner has already been withdrawn and the petitioner is regularly getting pension. Therefore, the writ petition has become infructuous.

Having considered the facts that the order stopping the payment of pension of the petitioner has already been withdrawn by order dated 11.04.2019 as contained in Memo No.871 (Annexure D), this writ petition has become infructuous. Accordingly, the same is dismissed as has become infructuous.

(Prabhat Kumar Jha, J)

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