

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7055 of 2020

Matloob Asgher Son of Sadique Hasmi, Resident of Murarpur, A.L.N. Road,
Asgher Compound Lane, Police Station-Kotwali, Gaya, District-Gaya

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Food and Consumer Protection Department, Old Secretariat, Government of Bihar, Patna.
2. The Principal Secretary, Food and Consumer Protection Department, Old Secretariat, Government, of Bihar, Patna.
3. The District Magistrate, East Champaran, Motihari
4. The Sub Divisional Officer, Sadar, Motihari

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Ravindra Kumar Singh, Advocate
For the Respondent/s : Mr. Lalit Kishore, AG

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 08-07-2020 Heard learned counsel for the petitioner and the State.

The petitioner retired on attending the age of superannuation on 31.01.2019.

The grievance of the petitioner in the present writ petition is that he has not been granted post retiral due like pension, gratuity, GIS, unutilized leave, salary of 42 months. His further grievance is that he has not been granted medical leave for the period 02.08.2018 to 07.10.2018 during which he was suffering from jaundice. It is also the grievance of the petitioner that he has not been granted second and third MACPs despite the petitioner being eligible for such benefit.

Considering the fact that the petitioner has now



superannuated, the writ petition is disposed of with the direction to the respondents to appropriately decide the claim of the petitioner with regard to grant of MACP, medical leave arrears of salary and also payment of post retiral dues at the earliest preferably within a maximum period of four months from the date of receipt/production of a copy of this order with detailed calculation chart, failing which the petitioner would be entitled to 9% interest on the entire amounts.

With the aforesaid, the writ petition stands disposed of.

(Anil Kumar Upadhyay, J)

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